

THE NATIONAL ARCHIVES FEDERAL REGISTER OF THE UNITED STATES

VOLUME 15 1934 NUMBER 201

Washington, Tuesday, October 17, 1950

TITLE 3—THE PRESIDENT

EXECUTIVE ORDER 10172

DESIGNATING THE CERTIFYING AUTHORITY WITH RESPECT TO THE AMORTIZATION OF EMERGENCY FACILITIES

By virtue of the authority vested in me by section 124A of the Internal Revenue Code, and as President of the United States, it is hereby ordered as follows:

1. The Chairman of the National Security Resources Board is hereby designated as the certifying authority for the purposes of and within the meaning of section 124A of the Internal Revenue Code, as added by section 216 of the Revenue Act of 1950, approved September 23, 1950.

2. In carrying out his function as the certifying authority, the Chairman shall utilize departments and agencies of the Government according to their respective assigned responsibilities pursuant to the Defense Production Act of 1950, as follows:

(a) To furnish reports and recommendations in respect of applications for necessity certificates relating to the amortization of emergency facilities.

(b) To maintain relationships with the various industries in respect of applications for necessity certificates.

(c) To develop necessary programs for the expansion of capacity.

HARRY S. TRUMAN

THE WHITE HOUSE,
October 12, 1950.

[F. R. Doc. 50-9197; Filed, Oct. 16, 1950; 8:45 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter IV—Production and Marketing Administration and Commodity Credit Corporation, Department of Agriculture

Subchapter C—Loans, Purchases, and Other Operations

PART 669—VEGETABLES, FRESH

SUBPART—SWEETPOTATO PURCHASE PROGRAM (FISCAL YEAR 1951)

§ 669.6 *Sweetpotatoes (fiscal year 1951)*. In order to encourage the domestic consumption of sweetpotatoes by diverting them from the normal channels of trade and commerce in accord-

ance with section 32, Public Law 320, 74th Congress, approved August 24, 1935, as amended, sweetpotatoes will be purchased during the fiscal year ending June 30, 1951, in instances where surpluses exist, and subject to limitations imposed by the capacity of available outlets to utilize supplies without waste, and by the amount of funds available for such purchases. Generally purchases will be made only in areas in substantial compliance with the Department's acreage recommendations. In order to encourage better grading and marketing practices, however, consideration will be given to areas substantially exceeding the suggested acreage: *Provided*, That such areas are following superior grading or marketing practices or can show definite improvements in these respects. Grades and other specifications, and purchase prices will be contained in purchase announcements which will be issued to cover particular purchase operations. Information as to such purchase operations may be obtained by writing to the Fruit and Vegetable Branch, Production and Marketing Administration, Department of Agriculture, Washington 25, D. C.

(Sec. 32, 49 Stat. 774, as amended; 7 U. S. C. and Sup., 612c)

Done at Washington, D. C., this 11th day of October 1950.

[SEAL]

S. R. SMITH,
Director,
Fruit and Vegetable Branch.

[F. R. Doc. 50-9152; Filed, Oct. 16, 1950; 8:54 a. m.]

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders), Department of Agriculture

PART 984—HANDLING OF WALNUTS GROWN IN CALIFORNIA, OREGON, AND WASHINGTON

BUDGET OF EXPENSES OF WALNUT CONTROL BOARD AND CHANGE IN RATE OF ASSESSMENT FOR MARKETING YEAR BEGINNING AUGUST 1, 1950

§ 984.302 *Budget of expenses of the Walnut Control Board and change in the rate of assessment for the marketing* (Continued on next page)

CONTENTS

THE PRESIDENT

Executive Order	Page
Certifying authority with respect to amortization of emergency facilities; designation.....	6929

EXECUTIVE AGENCIES

Agriculture Department See Production and Marketing Administration.

Alien Property, Office of Notices:

Vesting orders, etc.:

Blinzer, Barbara and Claus.....	6944
Campe, Clara.....	6944
Dew, Hong To, et al.....	6946
Foerstenberg, Wilhelm.....	6948
Fukuchi, Hisajiro Tom.....	6948
Hamamoto, Iwaichiro.....	6949
Heidebroek, Herman.....	6948
Kohler, Kathe Klindworth.....	6951
Miska, Eva.....	6951
Paszotta, Herbert M.....	6945
Renner, Matilda E. and William.....	6945
Sadamasa, Yonea and Chi-yoko.....	6945
Scholz, Bertha.....	6946
Scholz, Heinrich.....	6946
Seeborn, Adolf L.....	6949
Spray, Lydia Ortmeier.....	6951
Van Erckelens, Elisabeth.....	6947
Von Holbach, Agnes, et al.....	6950
Werzan, Hildemar.....	6950
Yamasaki, Naosaburo.....	6950

Civil Aeronautics Board

Proposed rule making:

Large irregular air carriers; operational limitations on exercise of temporary exemption.....	6935
---	------

Rules and regulations:

Airman agency certificates; primary flying school curriculum at University of Illinois.....	6932
---	------

Defense Department

Notices:

Statement of areas of understanding with General Services Administration with respect to traffic management.....	6938
--	------

Federal Communications Commission

Notices:

KWHK Broadcasting Co., Inc., and KADA Broadcasting, Inc. (KSMI); hearing.....	6939
---	------



Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Division of the Federal Register, National Archives and Records Service, General Services Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

Now Available

UNITED STATES GOVERNMENT ORGANIZATION MANUAL

1950-51 Edition

(Revised through July 1)

Published by the Federal Register Division,
the National Archives and Records Service,
General Services Administration

657 pages—\$1.00 a copy

Order from Superintendent of Documents,
United States Government Printing Office,
Washington 25, D. C.

CONTENTS—Continued

Federal Communications Commission—Continued	Page
Proposed rule making:	
Construction permits, forfeiture.....	6935
Radio broadcast service; re-broadcast.....	6935
Television broadcast service; engineering standards:	
Denial of petition for review of further TV demonstrations.....	6936
Denial of petition to reopen record.....	6937
Federal Power Commission	
Notices:	
Hearings, etc.:	
Brazos River Conservation and Reclamation District.....	6940

RULES AND REGULATIONS

CONTENTS—Continued

Federal Power Commission—Continued	Page
Notices—Continued	
Hearings, etc.—Continued	
California Electric Power Co.....	6939
Cities Service Gas Co.....	6939
Citizens Power Co.....	6939
El Paso Natural Gas Co.....	6940
Kansas Gas and Electric Co.....	6940
Michigan Gas Storage Co.....	6941
New York State Natural Gas Corp. et al.....	6939
United Gas Pipe Line Co.....	6941
Walnut Gas & Electric Co.....	6940
Rules and regulations:	
Application for authority of issuance of securities or assumption of liabilities.....	6933
Federal Reserve System	
Rules and regulations:	
Consumer credit; miscellaneous amendments.....	6931
Federal Trade Commission	
Rules and regulations:	
Levin Bros.; cease and desist orders.....	6932
General Services Administration	
Statement of areas of understanding with Department of Defense with respect to traffic management (see Defense Department).	
Interstate Commerce Commission	
Notices:	
Applications for relief:	
Acids and chemicals from the Southwest to Glens Falls, N. Y.....	6941
Fertilizer from Hopewell, Va., to New Bern, N. C.....	6941
Woods, foreign, to Junction City, Ky.....	6942
Justice Department	
See Alien Property, Office of.	
Production and Marketing Administration	
Proposed rule making:	
Grapefruit in Arizona.....	6934
Oranges, grapefruit and tangerines in Florida.....	6934
Potatoes, Irish, in Wyoming and western Nebraska.....	6934
Rules and regulations:	
Pecans in Georgia, Alabama, Florida, Mississippi, and South Carolina.....	6931
Sweetpotato purchase program.....	6929
Walnuts in California, Oregon, and Washington.....	6929
Securities and Exchange Commission	
Notices:	
Hearings, etc.:	
American Natural Gas Co. and Milwaukee Gas Light Co.....	6943
International Harvester Co.....	6942
International Hydro-Electric System.....	6942
Pacific Petroleum Ltd.....	6942
Republic Service Corp.....	6943
Sunray Oil Corp.....	6942

CONTENTS—Continued

State Department	Page
Notices:	
Approval of organizations to render services to displaced persons.....	6937
Veterans' Administration	
Rules and regulations:	
Veterans' claims; service requirements.....	6933
CODIFICATION GUIDE	
A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.	
Title 3	Page
Chapter II (Executive orders):	
10172.....	6929
Title 6	
Chapter IV:	
Part 669.....	6929
Title 7	
Chapter IX:	
Part 917 (proposed).....	6934
Part 933 (proposed).....	6934
Part 955 (proposed).....	6934
Part 984.....	6929
Part 994.....	6931
Title 12	
Chapter II:	
Part 222.....	6931
Title 14	
Chapter I:	
Part 50.....	6932
Part 291 (proposed).....	6935
Title 16	
Chapter I:	
Part 3.....	6932
Title 18	
Chapter I:	
Part 34.....	6933
Title 38	
Chapter I:	
Part 3.....	6933
Title 47	
Chapter I:	
Part 1 (proposed).....	6935
Part 3 (proposed) (4 documents).....	6935, 6936, 6937
year beginning August 1, 1950—(a) Findings. (1) Notice was published in the September 22, 1950, issue of the FEDERAL REGISTER (15 F. R. 6330) that consideration was being given to the approval of a budget of expenses of the Walnut Control Board and a change in the rate of assessment for the marketing year beginning August 1, 1950. The Walnut Control Board, established pursuant to Marketing Agreement No. 105 and Order No. 84 (7 CFR 984.1 et seq.) regulating the handling of walnuts grown in California, Oregon, and Washington, submitted recommendations pertaining to the approval of a budget of expenses and change in the rate of assessment.	
After consideration of all relevant matters, including the recommendations of the Walnut Control Board, it is found that the budget of expenses and rate of	

assessment for the marketing year beginning August 1, 1950, should be as set forth below.

(2) It is necessary to make effective not later than three days after publication of this section in the FEDERAL REGISTER, this section as to the budget of expenses and rate of assessment for the reason that the handling of the current crop of walnuts is about to begin and it is necessary to have established a rate of assessment which may be applied against walnuts when they are handled or certified for handling. No preparation for this section is required which cannot be completed prior to such effective date. Therefore, good cause exists for not delaying the effective date of this section beyond three days after the publication of this section in the FEDERAL REGISTER (See section 4 (c) of the Administrative Procedure Act; 60 Stat. 237; 5 U. S. C. 1001 et seq.).

(b) Order—(1) *Budget of expenses of the Walnut Control Board for the marketing year beginning August 1, 1950.* Expenses in the amount of \$82,800 are reasonable and likely to be incurred by the Walnut Control Board for its maintenance and functioning, and for such other purposes as the Secretary may, pursuant to the provisions of the marketing agreement and order, determine to be appropriate, for the marketing year beginning August 1, 1950.

(2) *Change in the rate of assessment for the marketing year beginning August 1, 1950.* Each handler shall pay to the Control Board on demand by the Control Board, from time to time, the sum of 0.12 cent for each pound of merchantable walnuts handled or certified for handling by him during the marketing year beginning August 1, 1950.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup., 608c)

Issued at Washington, D. C., this 12th day of October 1950, to become effective at 12:01 a. m., p. s. t., on the third day after the date of publication of this document in the FEDERAL REGISTER.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 50-9149; Filed, Oct. 16, 1950; 8:54 a. m.]

PART 994—HANDLING OF PECANS GROWN IN GEORGIA, ALABAMA, FLORIDA, MISSISSIPPI, AND SOUTH CAROLINA

EXEMPTIONS; REDUCTION IN MAXIMUM QUANTITY

§ 994.401 *Exemptions; reduction in maximum quantity of unshelled pecans that may be handled—(a) Findings.* (1) On October 5, 1950, notice of rule making was published in the FEDERAL REGISTER (15 F. R. 6099) regarding a proposal to reduce to 105 pounds the exemption of 200 pounds prescribed in § 994.4 (d) (2) of the marketing agreement and order (Order No. 94, 7 CFR Part 994) regulating the handling of pecans grown in Georgia, Alabama, Florida, Mississippi, and South Carolina. After consideration of all relevant matters presented (including the proposals, set forth in the notice, which were submitted by the Pe-

can Administrative Committee, established pursuant to the aforesaid marketing agreement and order, and other available information), all of which were favorable to the adoption of the proposal, it is hereby found that the reduced quantity of the exemption hereinafter set forth will tend to effectuate the declared policy of the act in that:

(i) It is customary for pecan growers and others to handle small quantities of unshelled pecans (in packages containing 100 pounds or less) as gifts or sales to consumers or others. The purpose of the exemption, authorized in § 994.4 (d) (2) of the marketing agreement and order, is to permit the handling (without regulation as to the inspection, certification, and assessment) of such small quantities of unshelled pecans which do not appreciably affect the market and which, in the aggregate, are relatively unimportant as compared with total quantity of unshelled pecans handled.

(ii) Experience gained during the 1949-50 fiscal period indicates that the volume of unshelled pecans handled under such exemption was larger than the aggregate of the "small quantities" anticipated under this regulatory program. It is believed that the decrease in the exempt quantity from 200 pounds to 105 pounds will reduce considerably the total volume handled under the exemption, is necessary to accomplish the intended purpose of the provision, and will allow reasonable excess poundage in such small shipments.

(2) It is hereby further found that good cause exists for making the provisions in this section effective at the time hereinafter prescribed, in that:

(i) The Pecan Administrative Committee estimates that the handling of pecans in most districts in the production area will begin on or about October 16, 1950, and the reduction in the quantitative exemption should become operative at that time in order to effectuate the declared policy of the act;

(ii) Information regarding the reduction in the exemption has been disseminated among handlers and growers by the committee and through the press;

(iii) Notice that consideration was being given to the proposed reduction recommended by the committee was heretofore published in the FEDERAL REGISTER, and interested persons were afforded an opportunity to submit their views;

(iv) Compliance herewith will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective time hereof; and

(v) A reasonable time is permitted, under the circumstances, for preparation for such effective time.

(b) Order—(1) *Exemptions; reduction in maximum quantity.* Beginning at 12:01 a. m., e. s. t., October 16, 1950, the total quantity of unshelled pecans that may be handled by any handler pursuant to § 994.4 (d) (2) *Exemptions* during any one day to any one person is reduced from 200 pounds to 105 pounds.

(2) Terms used in this section shall have the same meaning as when used in the marketing agreement and order.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup., 608c)

Issued at Washington, D. C., this 12th day of October 1950.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 50-9150; Filed, Oct. 16, 1950; 8:54 a. m.]

TITLE 12—BANKS AND BANKING

Chapter II—Federal Reserve System

Subchapter A—Board of Governors of the Federal Reserve System

[Reg. W]

PART 222—CONSUMER CREDIT

MISCELLANEOUS AMENDMENTS

1. Effective October 16, 1950, Part 222 is hereby amended in the following respects:

a. By changing "\$100" in Part 1 of § 222.9 to read "\$50".

b. By changing "15 percent" and "85 percent" in Part 1, Group B of § 222.9 to read, respectively, "25 percent" and "75 percent".

c. By changing "10 percent" and "90 percent" in Part 1, Group C of § 222.9 to read, respectively, "15 percent" and "85 percent".

d. By changing the maximum maturity stated in Part 2 of § 222.9 for articles listed in Group A from "21 months" to "15 months".

e. By changing the maximum maturity stated in Part 2 of § 222.9 for articles listed in Group B, Group C, and for Unclassified Installment Loans, respectively, from "18 months" to "15 months".

f. By changing the figure "24" to "18" in Part 3 of § 222.9.

g. By striking out that portion of § 222.6 (a) (1) between the words "flow of income" and "; or".

2. a. The above amendment is issued under the authority of section 5 (b) of the act of October 6, 1917, as amended, U. S. C., Title 50, App., sec. 5 (b); Executive Order No. 8843, dated August 9, 1941; and the "Defense Production Act of 1950", particularly section 601 thereof.

The purposes of the amendment are to change from 15 percent to 25 percent and from 85 percent to 75 percent, respectively, the down payment and maximum loan value for articles listed in Part 1, Group B of § 222.9; to change from 10 percent to 15 percent and from 90 percent to 85 percent, respectively, the down payment and maximum loan value for articles listed in Part 1, Group C of § 222.9; to change from 21 months to 15 months the maximum maturity stated in Part 2 of § 222.9 for articles listed in Group A and to change from 18 months to 15 months the maximum maturity stated in Part 2 of § 222.9 for articles listed in Group B and Group C and for Unclassified Installment Loans. The amendment would also change the \$100 figure in Part 1 of § 222.9 to \$50; change from 24 months to 18 months the maximum maturity permissible with a Statement of Changed Conditions, and make a technical amendment to § 222.6 (a) con-

cerning adjustments for seasonal incomes.

b. Section 709 of the Defense Production Act of 1950 provides that the functions exercised under such Act shall be excluded from the operations of the Administrative Procedure Act (60 Stat. 237) except as to the requirements of section 3 thereof.

Special circumstances have rendered impracticable and contrary to the interest of the national defense consultation with industry representatives, including trade association representatives, in the formulation of the above amendment; and, therefore, as authorized by the aforesaid section 709, the amendment has been issued without such consultation.

(Sec. 5, 40 Stat. 415, as amended, Title VI, Pub. Law 774, 81st Cong.; 50 U. S. C. App. 5, E. O. 8343, Aug. 9, 1941, 6 F. R. 4035; 3 CFR, 1941 Supp.)

BOARD OF GOVERNORS OF THE
FEDERAL RESERVE SYSTEM,
[SEAL] S. R. CARPENTER,
Secretary.

[F. R. Doc. 50-9203; Filed, Oct. 16, 1950;
8:45 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Regs., Serial No. SR-354]

PART 50—AIRMAN AGENCY CERTIFICATES

PRIMARY FLYING SCHOOL CURRICULUM, UNIVERSITY OF ILLINOIS

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 11th day of October 1950.

Section 50.13 (a) of the current Civil Air Regulations requires a primary flying school giving instruction in spinnable airplanes to provide at least 35 hours of flight time in accordance with a curriculum approved by the Administrator. The curriculum, as set forth in Civil Aeronautics Manual 50, requires that each student receiving instruction in spinnable airplanes shall be given a minimum of 15 hours of dual instruction of which 8 hours shall be given prior to the student's first solo flight, and at least 13 hours of solo flight time.

The Institute of Aviation of the University of Illinois has requested permission to utilize a different curriculum having a total pilot time of 26 hours, 11 hours synthetic trainer time, and 8 hours flight observer time. This curriculum was developed as a result of the joint research efforts of the Aviation Psychology Laboratory of the Department of Psychology and the Institute of Aviation, both of the University of Illinois, and Link Aviation, Inc., of Binghamton, New York. It is their conclusion that the use of the preflight contact trainer and newly developed instructional techniques will result in a more proficient private pilot without increasing instructional costs of overall training time. Basically, the project proposes to do this by two methods: (1) By reducing the amount of flight time now required to teach the maneuvers comprising the private pilot

flight test, and (2) by utilizing the flight time thus freed to teach the advanced skills the private pilot needs to utilize his airplane competently.

The Board believes that the knowledge gained through such a program will be beneficial in the future formulation and revision of the Civil Air Regulations. It should be noted that this regulation corresponds with the Board policy indicated in the promulgation of Special Civil Air Regulation SR-336, and it will afford a further opportunity of evaluating the benefits of flight observer time in the curriculum. It permits the issuance of a private pilot rating without any endorsement based upon the flight time completed.

The University of Illinois desires to utilize the curriculum which it has developed for instruction during the school term beginning in the fall of 1950 and has therefore requested that this regulation be made effective immediately. The Board finds that good cause exists for making this Special Civil Air Regulation effective on less than 30 days' notice.

Interested persons have been afforded an opportunity to participate in the making of this regulation, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing the Civil Aeronautics Board hereby makes and promulgates the following Special Civil Air Regulation effective immediately.

1. Contrary requirements of the Civil Air Regulations notwithstanding, the Administrator may issue or authorize the issuance of a pilot certificate with a private pilot rating to an individual who successfully completes a flight curriculum established by the Institute of Aviation of the University of Illinois; *Provided*, That such curriculum is approved by the Administrator of Civil Aeronautics and offers at least 17 hours of dual flight instruction in airplanes, 9 hours of solo flight time, 8 hours of flight observer time, and 11 hours of preflight contact trainer time; *And provided further*, That the individual shall successfully accomplish the tests which are required for the issuance of a private pilot rating.

2. Time flown as an observer shall be logged as "dual instruction observer", and time in the preflight contact trainer shall be logged as "dual instruction-synthetic trainer". Flight time shall be credited as provided in § 43.44 of this chapter, except that a graduate of this course who passes his examination for a private pilot rating may credit 50 percent of the logged dual instruction observer and synthetic trainer time as "dual instruction time".

This regulation shall terminate October 11, 1951, unless sooner superseded or rescinded.

(Sec. 205, 52 Stat. 984; 49 U. S. C. 425. Interpret or applies secs. 601, 602, 607, 52 Stat. 1007, 1008, 1011; 49 U. S. C. 551, 552, 557)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 50-9144; Filed, Oct. 16, 1950;
8:53 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 3954]

PART 3—DICEST OF CEASE AND DESIST ORDERS

MAX LEVIN ET AL. TRADING AS LEVIN BROS.

Subpart—*Using or selling lottery devices*: § 3.2475 *Devices for lottery selling*; § 3.2480 *In merchandising*. I. Selling or distributing in commerce, push cards, punch boards, or other lottery devices, which are to be used or may be used in the sale or distribution of merchandise to the public by means of a game of chance, gift enterprise or lottery scheme; and, II, in connection with the offering for sale, sale or distribution in commerce, of knives, watches, candy, blankets, radios, cigarette lighters and other articles of merchandise, (1) supplying to or placing in the hands of others push cards, punch boards, or other lottery devices, either with assortments of knives, watches, candy, blankets, radios, cigarette lighters or other merchandise or separately, which said push cards or punch boards are to be used, or may be used, in selling or distributing such knives, watches, candy, blankets, radios, cigarette lighters or other merchandise to the public; (2) selling or distributing knives, watches, candy, blankets, radios, cigarette lighters or other merchandise so packed or assembled that sales of such knives, watches, candy, blankets, radios, cigarette lighters or other merchandise to the public are to be made or, due to the manner in which such merchandise is packed and assembled at the time it is sold by the respondent, may be made by means of a game of chance, gift enterprise, or lottery scheme; or, (3) selling or otherwise disposing of any merchandise by means of a game of chance, gift enterprise, or lottery scheme; prohibited.

(Sec. 6, 38 Stat. 722; 15 U. S. C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U. S. C. 45) [Cease and desist order, Max Levin et al. trading as Levin Bros., Docket 3954, September 7, 1950]

In the Matter of Max Levin, Morris L. Levin, and Isaac P. Levin, Individuals and Co-partners Trading as Levin Bros.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the substitute answer of the respondent, Morris L. Levin, surviving partner of the former co-partnership composed of the said Morris L. Levin, Max Levin and Isaac P. Levin, in which answer said respondent admitted, with certain exceptions, all of the material allegations of fact set forth in the complaint and stated that he waived all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that the respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, Morris L. Levin, individually and trading as Levin Bros., or trading under any

other name or trade designation, and said respondent's agents, representatives and employees, directly or through any corporate or other device, do forthwith cease and desist from:

Selling or distributing in commerce, as "commerce" is defined in the Federal Trade Commission Act, push cards, punch boards, or other lottery devices, which are to be used or may be used in the sale or distribution of merchandise to the public by means of a game of chance, gift enterprise or lottery scheme.

It is further ordered, That said respondent and his agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of knives, watches, candy, blankets, radios, cigarette lighters and other articles of merchandise, do forthwith cease and desist from:

1. Supplying to or placing in the hands of others push cards, punch boards, or other lottery devices, either with assortments of knives, watches, candy, blankets, radios, cigarette lighters or other merchandise or separately, which said push cards or punch boards are to be used, or may be used, in selling or distributing such knives, watches, candy, blankets, radios, cigarette lighters or other merchandise to the public.

2. Selling or distributing knives, watches, candy, blankets, radios, cigarette lighters or other merchandise so packed or assembled that sales of such knives, watches, candy, blankets, radios, cigarette lighters or other merchandise to the public are to be made or, due to the manner in which such merchandise is packed and assembled at the time it is sold by the respondent, may be made by means of a game of chance, gift enterprise, or lottery scheme.

3. Selling or otherwise disposing of any merchandise by means of a game of chance, gift enterprise, or lottery scheme.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing setting forth in detail the manner and form in which he has complied with this order.

By the Commission, Commissioner Mason concurring in the findings as to the facts and conclusion, but not concurring in the form of order to cease and desist, for the reasons stated in his opinion concurring in part and dissenting in part in Docket 5203—Worthmore Sales Company.

Issued: September 7, 1950.

[SEAL]

D. C. DANIEL,
Secretary.

[F. R. Doc. 50-9000; Filed, Oct. 16, 1950; 8:45 a. m.]

TITLE 18—CONSERVATION OF POWER

Chapter I—Federal Power Commission

[Order 152; Docket No. R-114]

PART 34—APPLICATION FOR AUTHORITY OF THE ISSUANCE OF SECURITIES OR THE ASSUMPTION OF LIABILITIES

OCTOBER 10, 1950.

In the matter of amendment of Part 34 of the general rules and regulations to prescribe revised requirements for Public Invitation of Proposals for the Purchase or Underwriting of Securities Subject to the Provisions of section 19, 20 or 204 of the Federal Power Act, Docket No. R-114.

The Commission under date of April 18, 1950, entered its Order No. 152 in the above entitled rule-making proceeding, amending Part 34 of the General Rules to require public invitation of proposals for the purchase or underwriting of securities, and excepting, inter alia from such requirements bonds, notes, or other evidence of debt, of a maturity of five years or less, issued to a commercial bank, insurance company, or similar institution, not for resale to the public.

Prior to May 25, 1950, the effective date of the amendment, numerous communications were received requesting that the effective date of the amendment be stayed pending the filing of data showing that the exemption should apply to bank loans with maturities of up to ten years. The Commission denied the requests for stay but in response to such communications indicated that it would consider any views and supporting data filed on or before June 26, 1950, relevant to that question.

Subsequently such views and supporting data were received from representatives of commercial banks, and public utilities. Halsey Stuart & Co., Inc., submitted views and supporting data in opposition to any further amendments of the Commission's rules relevant to competitive bidding.

Pursuant to the Commission's order and notice of consideration of proposed change of rule issued on July 17, 1950, and published in the FEDERAL REGISTER on July 21, 1950 (15 F. R. 4695) setting the matter down for oral argument, representatives of the various commercial banks, public utilities, and Halsey Stuart & Co., Inc., and the staff of the Commission were heard September 22, 1950, on the issues involved.

Upon consideration of the views and data submitted by representatives of the groups mentioned above and of the oral arguments made on September 22, 1950, The Commission finds:

(1) Good cause exists to amend § 34.1a (a) (2) and § 34.2 (k) (1) (ii) of the general rules and regulations as hereinafter provided.

(2) Relevant authority of the Commission is as provided by the Federal Power Act (41 Stat. 1063, 49 Stat. 847, 16 U. S. C. 791-825r), and particularly sections 19 and 20 (41 Stat. 1073; 16

U. S. C. 812, 813), section 3 (16) (41 Stat. 1063, 49 Stat. 838, 16 U. S. C. 796), sections 204, 305, 308 and 309 (49 Stat. 850, 856 and 858, 16 U. S. C. 824c, 825d, 825g, and 825h), thereof.

The Commission orders that § 34.1a (a) (2) and § 34.2 (k) (1) (ii) of the general rules and regulations be amended as follows:

§ 34.1a *Requirements of public invitation of proposals for the purchase or underwriting of securities—(a) Scope of this section.* * * *

(2) Such securities consist of one or more bonds, notes, or other evidence of debt, of a maturity of ten years or less, to a commercial bank, insurance company, or similar institution not for resale to the public: *Provided*, No finder's fee or other fee, commission or remuneration is to be paid in connection therewith to any third person (except an associated service company charging only its costs of service) for negotiating the transaction:

§ 34.2 *Contents of application.* * * *
(k) * * *

(ii) Such securities consist of one or more bonds, notes, or other evidences of debt, of a maturity of ten years or less, to a commercial bank, insurance company, or similar institution not for resale to the public: *Provided*, No finder's fee or other fee, commission or remuneration is to be paid in connection therewith to any third person (except an associated service company charging only its costs of service) for negotiating the transaction.

(Sec. 309, 49 Stat. 858; 16 U. S. C. 825h. Interpret or apply secs. 3, 19, 20, 41 Stat. 1063, 1073, as amended, secs. 203, 204, 305, 308, 49 Stat. 849, 850, 856, 858; 16 U. S. C. 796, 812, 813, 824b, 824c, 825d, 825g)

Date of issuance: October 13, 1950.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-9113; Filed, Oct. 16, 1950; 8:48 a. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 3—VETERANS CLAIMS

SERVICE REQUIREMENTS

In § 3.1, paragraph (e) is amended to read as follows:

§ 3.1 *Persons included in the acts in addition to commissioner officers and enlisted men.* * * *

(e) *Commissioned officers, Public Health Service.* Officers of the Public Health Service who were detailed for duty with the Army or Navy are included as officers in the active service. On or after November 11, 1943, commissioned officers of the Public Health Service, regular and reserve, who (1) are detailed for duty with the Army, Navy, or Coast Guard; (2) are serving in time of war

outside the continental limits of the United States or in Alaska, regardless of whether the disability or death was suffered prior or subsequent to November 11, 1943: *Provided, however*, That benefits may not be awarded for any period prior to November 11, 1943; or (3) perform active service in time of war and following the issuance of an Executive order declaring the commissioned corps of the Public Health Service a part of the military forces of the United States are also included. In regard to subparagraph (3) of this paragraph, the Executive order was published on June 29, 1945, effective July 29, 1945; hence, on and after the latter date and until the Executive order is rescinded, the above-described

commissioned officers of the Public Health Service, with respect to active service performed, shall be considered as in active military or naval service and included within the acts administered by the Veterans' Administration: *Provided, however*, That if disability was incurred after July 25, 1947, the rates payable and those provided by Veterans Regulation 1 (a), Part II, as amended (38 U. S. C. ch. 12).

(Sec. 212, Pub. Law 410, 78th Cong.; E. O. 9575, June 21, 1945)

(Sec. 5, 43 Stat. 603, as amended, sec. 2, 46 Stat. 1016, sec. 7, 48 Stat. 9; 38 U. S. C. and Sup. 11a, 426, 707. Interpret or apply sec. 1, 46 Stat. 847, sec. 4, 48 Stat. 9, 50 Stat. 305, sec.

304, 52 Stat. 1181, as amended, sec. 4, 54 Stat. 864, as amended, sec. 1, 211, 55 Stat. 598, 12, 56 Stat. 730, as amended 1072, sec. 2, 56 Stat. 1038, sec. 3, 10, 57 Stat. 371, 556, sec. 1, 2, 58 Stat. 324, sec. 2, 3, 212, 58 Stat. 599, 689, 60 Stat. 223, Vets. Regs. 1a, 10; 10 U. S. C. 336, 81 note, 14 U. S. C. 311, 33 U. S. C. 855a, 34 U. S. C. 855c, 855cl, 857a, 38 U. S. C. 238, 238c-e, 704, 730, ch. 12 note, 42 U. S. C. 213, 50 U. S. C. App. 1553, 1591, 1592. E. O. 9575, June 21, 1945, 10 F. R. 7895; 3 CFR, 1945 Supp.)

This regulation is effective October 17, 1950.

[SEAL]

O. W. CLARK,
Deputy Administrator.

[F. R. Doc. 50-9117; Filed, Oct. 16, 1950; 9:26 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

[7 CFR, Part 917]

[Docket No. AO-218]

HANDLING OF IRISH POTATOES GROWN IN WYOMING AND WESTERN NEBRASKA

FINDINGS AND DETERMINATIONS ON RESULTS OF REFERENDUM ON PROPOSED MARKETING ORDER

Pursuant to Public Act No. 10, 73d Congress (May 12, 1933) as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (43 Stat. 31, as amended; 7 U. S. C. 601 et seq.; 61 Stat. 202, 707; 62 Stat. 1247; 63 Stat. 1051), and the applicable rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR, Part 900), a public hearing was held at Torrington, Wyoming on May 4-6, 1950, pursuant to notice thereof which was published in the FEDERAL REGISTER (15 F. R. 2141), upon a proposed marketing agreement and a proposed marketing order regulating the handling of potatoes grown in the counties of Goshen, Laramie, Platte, Albany, Converse, Niobrara, Natrona, Johnson, Sheridan, Washakie, Big Horn, Park, Hot Springs, and Fremont in Wyoming and the counties of Sioux, Scotts Bluff, Banner, Kimball, Cheyenne, Morrill, Box Butte, Dawes, Sheridan, Garden, Deuel, Keith, and Lincoln in Nebraska. The recommended decision (15 F. R. 5198) of the Assistant Administrator, Production and Marketing Administration, and the decision (15 F. R. 5803) of the Secretary of Agriculture, setting forth a proposed marketing agreement and order as the appropriate and detailed means for effectuating the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, were published in the FEDERAL REGISTER on August 11 and August 29, 1950, respectively. The Secretary also issued an order (15 F. R. 5809) directing that a referendum be conducted among producers of potatoes grown in the Wyoming-Western Nebraska production area to determine

whether the requisite majority of such producers favor the issuance of the proposed marketing order.

It is hereby found and determined, on the basis of the results of the referendum conducted pursuant to the aforesaid referendum order, that the issuance of the proposed marketing order regulating the handling of Irish potatoes grown in the Wyoming-Western Nebraska production area is not approved or favored by the requisite percentage of producers or of the total volume of production voting in the aforesaid referendum.

It is hereby further determined that the proposed marketing order set forth in the Secretary's decision of August 24, 1950 (15 F. R. 5803), cannot be made effective because of the failure of producers to approve or favor its issuance by the requisite percentage of producers or of the total volume of production voting in the referendum conducted among such producers.

Done at Washington, D. C., this 12th day of October 1950.

[SEAL]

CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 50-9151; Filed, Oct. 16, 1950; 8:54 a. m.]

[7 CFR, Part 933]

ORANGES, GRAPEFRUIT AND TANGERINES GROWN IN FLORIDA

GENERAL NOTICE OF PROPOSED RULE MAKING WITH RESPECT TO EXPENSES AND FIXING OF RATE OF ASSESSMENT FOR 1950-1951 FISCAL PERIOD

Consideration is being given to the following proposals submitted by the Growers Administrative Committee, established under Marketing Agreement No. 84, as amended, and Order No. 33, as amended (7 CFR, Part 933), regulating the handling of oranges, grapefruit, and tangerines grown in the State of Florida, as the agency to administer the terms and provisions thereof: (1) That the Secretary of Agriculture find that expenses not to exceed \$128,000 will be necessarily incurred during the fiscal period August 1, 1950 to July 31, 1951, for

the maintenance and functioning of the committees established under the aforesaid amended marketing agreement and order, and (2) that the Secretary of Agriculture fix, as each handler's share of such expenses, the rate of assessment, which each handler shall pay during the aforesaid fiscal period in accordance with the aforesaid amended marketing agreement and order, at \$0.004 per standard pack box of fruit shipped by such handler during such fiscal period.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals shall file the same with the Director, Fruit and Vegetable Branch, Production and Marketing Administration, Room 2077 South Building, United States Department of Agriculture, Washington 25, D. C., not later than the close of business on the 10th day after the publication of this notice in the FEDERAL REGISTER. All documents should be filed in quadruplicate.

As used herein, "handler," "shipped," "fruit," "fiscal period," and "standard packed box" shall have the same meaning as is given to each such term in the said amended marketing agreement and order.

(48 Stat. 31, as amended; 7 U. S. C. 601 et seq.; 7 CFR, Part 933)

Issued this 12th day of October 1950.

[SEAL]

S. R. SMITH,
Director, Fruit and Vegetable
Branch, Production and Marketing
Administration.

[F. R. Doc. 50-9147; Filed, Oct. 16, 1950; 8:54 a. m.]

[7 CFR, Part 955]

HANDLING OF GRAPEFRUIT GROWN IN ARIZONA

NOTICE OF PROPOSED RULE MAKING WITH RESPECT TO APPROVAL OF EXPENSES AND FIXING OF RATE OF ASSESSMENT FOR 1950- 1951 FISCAL PERIOD

Consideration is being given to the following proposals submitted by the Administrative Committee, established under Marketing Agreement No. 96, as

amended, and Order No. 55, as amended (7 CFR, Part 955), regulating the handling of grapefruit grown in the State of Arizona; in Imperial County, California; and in that part of Riverside County, California, situated south and east of the San Geronimo Pass, as the agency to administer the terms and provisions thereof: (1) that the Secretary of Agriculture find that expenses not to exceed \$18,750 will be necessarily incurred during the fiscal period August 1, 1950, to July 31, 1951, for the maintenance and functioning of the committees established under the aforesaid marketing agreement and order, and (2) that the Secretary of Agriculture fix, as the share of such expenses which each handler who first ships grapefruit shall pay during the aforesaid fiscal period in accordance with the aforesaid marketing agreement and order, the rate of assessment at \$0.0125 per standard box of fruit shipped by such handler as the first handler thereof during such fiscal period.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals should file the same to the Director, Fruit and Vegetable Branch, Production and Marketing Administration, United States Department of Agriculture, Room 2077, South Building, Washington 25, D. C., not later than the 10th day after the publication of this notice in the FEDERAL REGISTER. All documents should be filed in quadruplicate.

As used in this section, "handler," "shipped," "fruit," "fiscal period," and "standard box" shall have the same meaning as is given to each such term in said marketing agreement and order.

(48 Stat. 31, as amended 7 U. S. C. 601 et seq.; 7 CFR, Part 955)

Issued this 12th day of October 1950.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable
Branch, Production and Mar-
keting Administration.

[F. R. Doc. 50-9145, Filed, Oct. 16, 1950, 8:53 a. m.]

CIVIL AERONAUTICS BOARD

[14 CFR, Part 291]

[Economic Regs., Draft Release No. 43-A]

AMENDMENT OF OPERATIONAL LIMITATIONS ON EXERCISE OF TEMPORARY EXEMPTION BY LARGE IRREGULAR AIR CARRIERS

NOTICE OF POSTPONEMENT OF HEARING

In the matter of Irregular Air Carriers amendment of operational limitations on exercise of temporary exemption by Large Irregular Carriers—proposed amendment of Part 291 of the Economic Regulations.

Notice is hereby given that the hearing in the above-entitled matter is postponed from October 17 to November 2, 1950. The hearing will convene at 10:00 a. m., e. s. t., in Room 5042, Commerce Building, 14th Street and Constitution Avenue, NW., Washington, D. C., before the Board.

Dated at Washington, D. C., October 12, 1950.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 50-9143; Filed, Oct. 16, 1950; 8:52 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR, Parts 1, 3]

[Docket No. 9553]

FORFEITURE OF CONSTRUCTION PERMITS

ORDER DISMISSING PROCEEDING

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of October 1950;

The Commission having under consideration its notice of proposed rule making, dated January 11, 1950 (15 F. R. 340), in the above-entitled matter and the oral argument in the matter held June 12, 1950; and

It appearing, upon a consideration of the arguments advanced at the oral argument and other pertinent factors, that the adoption of the proposed rules would not be in the public interest at this time;

It is ordered, That the proceeding in the matter of amendments of the Commission's rules and regulations relating to forfeiture of construction permits is dismissed.

Released: October 6, 1950.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-9139; Filed, Oct. 16, 1950; 8:52 a. m.]

[47 CFR, Part 3]

[Docket No. 9808]

REBROADCAST

NOTICE OF PROPOSED RULE MAKING

In the matter of Amendment of §§ 3.191, 3.291, 3.591, 3.691 and 3.790 of the Commission's rules and regulations; Docket No. 9808.

1. Notice is hereby given of proposed rule making in the above-entitled matter.

2. Section 3.691 of the Commission's rules and regulations reads as follows:¹

§ 3.691 *Rebroadcast*. (a) The term "rebroadcast" means reception by radio of the program² of a radio station, and the simultaneous or subsequent retransmission of such program by a broadcast station. The broadcasting of a program relayed by a relay broadcast station or studio transmitter link is not considered a rebroadcast.

(b) The licensee of a television broadcast station may, without further au-

¹ Similar provisions are contained in the rules set forth in the above caption which relate to other broadcast services.

² As used in this section, program includes any complete program or part thereof.

thority of the Commission, rebroadcast the program of a United States television broadcast station, provided the Commission is notified of the call letters of each station rebroadcast and the licensee certifies that express authority has been received from the licensee of the station originating the program.³

(c) No licensee of a television broadcast station shall rebroadcast the program of any United States radio station not designated in paragraph (b) of this section without written authority having first been obtained from the Commission upon application (informal) accompanied by written consent or certification of consent of the licensee of the station originating the program.⁴

The above rule is based on the provisions of section 325 (a) of the Communications Act of 1934, as amended, which reads as follows:

Sec. 325. (a) No person within the jurisdiction of the United States shall knowingly utter or transmit, or cause to be uttered or transmitted, any false or fraudulent signal of distress, or communication relating thereto, nor shall any broadcasting station rebroadcast the program or any part thereof of another broadcasting station without the express authority of the originating station.

A controversy has arisen between two television stations with respect to the interpretation to be given to the term "originating station." The facts involved in this controversy are set forth below.

3. Television station WJIM-TV, Lansing, Michigan, has rebroadcast network programs of WWJ-TV, Detroit, Michigan. These rebroadcasts were accomplished by means of an inter-city relay station which WJIM-TV operates at Milford, Michigan. WWJ-TV's network programs were picked up at Milford and relayed to Lansing. Consent to rebroadcast said programs had been obtained from the network by WJIM-TV but had been refused by WWJ-TV. The latter station has requested the Commission to advise WJIM-TV to cease the above practice on the ground that consent for the rebroadcasts had not been obtained from WWJ-TV as required by § 3.691 of the Commission's rules and regulations. On July 10, 1950, WJIM-TV filed a "Petition for a Declaratory Ruling" pursuant to Section 5 (d) of the Administrative Procedure Act and § 1.728 of the Commission's rules and regulations.

4. The Commission believes the questions raised by the above controversy require that the provisions of §§ 3.191, 3.291, 3.591, 3.691 and 3.790 of the Com-

³ The notice and certification of consent shall be given within three (3) days of any single rebroadcast but in case of the regular practice of rebroadcasting certain programs of a television broadcast station several times during a license period, notice and certification of consent shall be given for the ensuing license period with the application for renewal of license, or at the beginning of such rebroadcast practice if begun during a license period.

⁴ By Order No. 82, dated and effective June 24, 1941, until further order of the Commission, § 3.691 (c) is suspended only insofar as it requires prior written authority of the Commission for the rebroadcasting of programs originated for that express purpose by United States Government radio stations.

mission's rules and regulations be amended to clarify the meaning of the term "originating station." In addition, the WJIM-TV petition poses the serious question of whether section 325 (a) of the Communications Act of 1934, as amended, was intended to endow network affiliate with power to prevent the rebroadcasting of any network program in a substantially different area from that served by the affiliate. If such a power does exist it would appear to conflict with §§ 3.102, 3.232, 3.632 and other sections of the Commission's rules and regulations directed against practices by network affiliates which might prevent or hinder another station serving a substantially different area from broadcasting any network program. Consequently the Commission believes that the sections of the rules set forth in the above caption should also be amended to alleviate any possible conflict between section 325 (a) of the act and the Commission's policy against exclusivity as expressed in its regulations governing network operation. Such an amendment might require that an originating station which refuses permission to rebroadcast a program file with the Commission and with the station requesting such permission a written statement describing the grounds and reasons for the refusal; and where it appears that the grounds for the refusal of permission to rebroadcast are not reasonably related to protecting property interests and other interests which section 325 (a) of the Communications Act is intended to protect, the Commission would consider that matter in passing upon renewal and other applications filed by the originating station. In view of the importance of the subject matter it is desired that interested persons be afforded an opportunity to present their views in the matter before the Commission issues final amendments to the above sections of the Commission's rules. To accomplish that purpose the instant rule making proceedings are being instituted.

5. In addition to the controversy concerning the meaning of the term "originating station," the Commission has had several inquiries in connection with another aspect of its rules relating to rebroadcasting which implement section 325 (a) of the Communications Act of 1934, as amended. The question arises whether the provisions of section 325 (a) require broadcast stations to obtain express authority from foreign broadcast stations in order to rebroadcast the foreign station's programs. The Commission's rules relating to rebroadcasting now provide that broadcast stations may rebroadcast the programs of United States broadcast stations, provided the Commission is notified of the call letters of each station rebroadcast and the licensee certifies that express authority has been received from the licensee of the station originating the program. The rules are silent, however, regarding the rebroadcasting of programs originated by foreign stations. Accordingly, the Commission also proposes in this proceeding to clarify its rules relating to rebroadcasting on this matter.

6. Any interested person who desires to express his views concerning (1) the

above controversy and the interpretation to be given to the term "originating station" as contained in section 325 (a) of the Communications Act of 1934, as amended, (2) means of resolving any possible conflict between section 325 (a) and the Commission's rules against exclusivity, and (3) the interpretation to be given to the provisions of section 325 (a) in relation to the rebroadcasting of programs originated by foreign broadcast stations, may file with the Commission on or before November 13, 1950, a statement setting forth his comments and proposals concerning the proposed amendment of §§ 3.191, 3.291, 3.591, 3.691 and 3.790 of the Commission's Rules. Replies to such comments may be filed by November 24, 1950. The Commission will consider all such comments and replies before taking final action in the matter. Should it appear from the comments or replies received by the Commission that oral argument is warranted, notice of the time and place will be given.

7. The "Petition for Declaratory Ruling" filed by WJIM-TV, Inc., on July 10, 1950, is accepted as a comment in the above entitled proceeding.

8. In accordance with the provisions of § 1.764 of the Commission's rules and regulations, an original and 14 copies of all filed comments shall be furnished the Commission.

9. The Commission's authority to issue the rules proposed herein is contained in sections 4 (i), 303 (i), 303 (r) and 325 of the Communications Act of 1934, as amended.

Released: October 6, 1950.

Adopted: October 5, 1950.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-9138; Filed, Oct. 16, 1950;
8:52 a. m.]

[47 CFR, Part 3]

[Docket Nos. 8736, 8975, 8976, 9175]

TELEVISION BROADCAST SERVICE

ORDER DENYING PETITION FOR REVIEW OF FURTHER TV DEMONSTRATIONS

In the matters of amendment of § 3.606 of the Commission's rules and regulations, Docket Nos. 8736 and 8975; amendment of the Commission's rules, regulations and engineering standards concerning the Television Broadcast Service, Docket No. 9175; utilization of frequencies in the band 470 to 890 Mcs. for television broadcasting, Docket No. 8976.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of October 1950;

The Commission having under consideration a petition filed on October 4, 1950, by Radio Corporation of America (RCA), requesting (1) that during the period December 5, 1950, to January 5, 1951, the Commission review the improvements made in the performance of the RCA system, and (2) that during the period to June 30, 1951, the Commission view experimental broadcasts of color signals

under the RCA, CBS, CTI and other systems before making a final determination with respect to color standards; and

It appearing that the hearing herein on the issues relating to the adoption of rules, regulations and standards for color television was conducted by the Commission during the period commencing September 26, 1949, and ending May 26, 1950; that said hearing consumed 62 days of testimony totalling 9,717 transcript pages; that the Commission heard the testimony of 53 witnesses and received in evidence 265 exhibits; that demonstrations of proposed color television systems were viewed by the Commission on 8 separate occasions; that included among said demonstrations were those conducted by RCA at the Wardman Park Hotel in Washington, D. C., on October 10, 1949, at Temporary "E" Building in Washington, D. C., on November 21 and 22, 1949, at the Commission's Laboratories near Laurel, Maryland, on February 23, 1950, and at the Trans-Lux Building in Washington, D. C., on April 6, 1950; and that the Commission studied and considered comprehensive and detailed proposed findings and conclusions, and replies thereto filed between the date of closing of the above record and July 10, 1950; and

It further appearing that on September 1, 1950, the Commission issued its "First Report of Commission (Color Television Issues)" (FCC 50-1064), setting forth its findings and conclusions with respect to the color television issues herein and specifying the contingencies, terms and conditions under which it would give consideration to new proposed color television systems, and under which it might consider reopening the above hearing record; and

It further appearing that petitioner has had a full and fair opportunity to present its proposals to the Commission; that the state of the television art is such that new ideas and new inventions are matters of weekly, even daily occurrence; that the question of approving a color television system which will best serve the interests of the American people is one which has been before the Commission for almost 10 years; that in all proceedings such as the instant one a point is reached which calls for administrative finality with respect to the Commission's hearing processes; and that in the sound discretion of the Commission a delay in reaching a determination with respect to the adoption of standards for a color television service as requested in the instant petition would not be conducive to the orderly and expeditious dispatch of the Commission's business and would not best serve the ends of justice; and

It further appearing that simultaneously with the issuance of this order of the Commission is issuing its "Second Report of the Commission" (FCC 50-1224) and its "Order" amending its "Standards of Good Engineering Practice Concerning Television Broadcast Stations" (FCC 50-1225); and

It further appearing that the Commission, in said "Second Report" stated:

It is, therefore, contemplated that interested persons may conduct experimentation in accordance with experimental rules not

only as to color television but as to all phases of television broadcasting. Of course, any person conducting such experimentation should realize that any new color system that is developed for utilization on regular television channels must meet the minimum criteria for a color television system set forth in our First Report. In addition, any such system that is developed or any improvement that results from the experimentation might face the problem of being incompatible with the present monochrome system or the color system we are adopting today. In that event, the new color system or other improvement will have to sustain the burden of showing that the improvement which results is substantial enough to be worth while when compared to the amount of dislocation involved to receivers then in the hands of the public.

It is ordered, That the petition herein is denied.

Released: October 11, 1950.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-9141; Filed, Oct. 16, 1950;
8:52 a. m.]

[47 CFR, Part 3]

[Docket Nos. 8736, 8975, 8976, 9175]

TELEVISION BROADCAST SERVICE

ORDER DENYING PETITION TO REOPEN RECORD

In the matters of amendment of § 3.606 of the Commission's rules and regulations, Docket Nos. 8736 and 8975; amendment of the Commission's rules, regulations and engineering standards concerning the Television Broadcast Service, Docket No. 9175; utilization of frequencies in the band 470 to 890 Mcs. for television broadcasting, Docket No. 8976.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of October 1950;

The Commission having under consideration (1) a petition filed by Color Television, Incorporated (CTI) on August 29, 1950, requesting the Commission to reopen the hearing record herein for the purpose of taking further testimony to be offered by petitioner with respect to

a new proposed color television system designated by it as the "Uniplex" system; (2) "Exhibit A" attached to said petition entitled "Operation and Essential Technical Details of the Uniplex Color Television System"; and (3) "Exhibit B" attached to said petition consisting of a letter dated August 28, 1950, from a firm of consulting engineers, to Arthur S. Matthews, President of CTI, commenting on the newly proposed color television system; and

It appearing, that the hearing herein on the issues relating to the adoption of rules, regulations and standards for color television was conducted by the Commission during the period commencing September 26, 1949, and ending May 26, 1950; that said hearing consumed 62 days of testimony totalling 9,717 transcript pages; that the Commission heard the testimony of 53 witnesses and received in evidence 265 exhibits; that demonstrations of proposed color television systems were viewed by the Commission on 8 separate occasions; that included among said demonstrations were those conducted by CTI in Washington, D. C., on February 20, 1950, at the Commission's Laboratories near Laurel, Maryland, on February 23, 1950, and in San Francisco, California, on May 17, 1950; and that the Commission studied and considered comprehensive and detailed proposed findings and conclusions, and replies thereto filed between the date of closing of the above record and July 10, 1950; and

It further appearing, that on September 1, 1950, the Commission issued its "First Report of Commission (Color Television Issues)" (FCC 50-1064), setting forth its findings and conclusions with respect to the color television issues herein and specifying the contingencies, terms and conditions under which it would give consideration to new proposed color television systems, and under which it might consider reopening the above hearing record; and

It further appearing, that petitioner has had a full and fair opportunity to present its proposals to the Commission; that the state of the television art is such that new ideas and new inventions are matters of weekly, even daily occurrence;

that the question of approving a color television system which will best serve the interests of the American people is one which has been before the Commission for almost 10 years; that in all proceedings such as the instant one a point is reached which calls for administrative finality with respect to the Commission's hearing processes; and that in the sound discretion of the Commission a reopening of the record for the purposes described in the instant petition would not be conducive to the orderly and expeditious dispatch of the Commission's business and would not best serve the ends of justice; and

It further appearing, that simultaneously with the issuance of this order the Commission is issuing its "Second Report of the Commission" (FCC 50-1224) and its "Order" amending its "Standards of Good Engineering Practice Concerning Television Broadcast Stations" (FCC 50-1225); and

It further appearing, that the Commission, in said "Second Report" stated:

It is, therefore, contemplated that interested persons may conduct experimentation in accordance with experimental rules not only as to color television but as to all phases of television broadcasting. Of course, any person conducting such experimentation should realize that any new color system that is developed for utilization on regular television channels must meet the minimum criteria for a color television system set forth in our First Report. In addition, any such system that is developed or any improvement that results from the experimentation might face the problem of being incompatible with the present monochrome system or the color system we are adopting today. In that event, the new color system or other improvement will have to sustain the burden of showing that the improvement which results is substantial enough to be worth while when compared to the amount of dislocation involved to receivers then in the hands of the public.

It is ordered, That the petition herein is denied.

Released: October 11, 1950.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-9142; Filed, Oct. 16, 1950;
8:52 a. m.]

NOTICES

DEPARTMENT OF STATE

[Public Notice 63]

APPROVAL OF ORGANIZATIONS TO RENDER SERVICES TO DISPLACED PERSONS

Pursuant to the requirements of section 3 (a) of the Administrative Procedure Act (60 Stat. 238; 5 U. S. C. 1002) and section 5 of the Federal Register Act (49 Stat. 501; 44 U. S. C. 305) notice is hereby given that the Advisory Committee on Voluntary Foreign Aid of the Department of State has approved the following organizations for the purpose of extending emigration and resettlement services to certain persons who qualify for admission to the United

States under the provisions of the Displaced Persons Act of 1948, as amended:

1. American National Committee to Aid Homeless Armenians, 262 O'Farrell Street, San Francisco 2, California. This organization is approved for the purpose of extending emigration and resettlement services to refugees in or from China who qualify for admission to the United States under the provisions of section 3 (b) (2) of the Displaced Persons Act of 1948, as amended, and to "out-of-zone" refugees who qualify for admission to the United States under the provisions of 3 (c) of the said act.

2. Church World Service, Inc., 214 East Twenty-first Street, New York 10,

New York. This organization is approved for the purpose of extending emigration and resettlement services to refugees in or from China who qualify for admission to the United States under the provisions of section 3 (b) (2) of the Displaced Persons Act of 1948, as amended, to former members of the armed forces of the Republic of Poland who qualify for admission to the United States under the provisions of section 3 (b) (3) of the said act, and to "out-of-zone" refugees who qualify for admission to the United States under the provisions of section 3 (c) of the said act.

3. Hebrew Sheltering and Immigrant Aid Society, 425 Lafayette Street, New

York 3, New York. This organization is approved for the purpose of extending emigration and resettlement services to refugees in or from China who qualify for admission to the United States under the provisions of section 3 (b) (2) of the Displaced Persons Act of 1948, as amended, and to "out-of-zone" refugees who qualify for admission to the United States under the provisions of section 3 (c) of the said act.

4. War Relief Services-National Catholic Welfare Conference, 350 Fifth Avenue, New York 1, New York. This organization is approved for the purpose of extending emigration and resettlement services to refugees in or from China who qualify for admission to the United States under the provisions of section 3 (b) (2) of the Displaced Persons Act of 1948, as amended, to former members of the armed forces of the Republic of Poland who qualify for admission to the United States under the provisions of section 3 (b) (3) of the said act, and to "out-of-zone" refugees who qualify for admission to the United States under the provisions of section 3 (c) of the said act.

This notice is intended to cover only those provisions of the Displaced Persons Act of 1948, as amended, for which the Department of State is administratively responsible and has no application to the services which approved organizations may render in connection with other provisions of such act.

For the Secretary of State.

S. D. BOYKIN,
Director,
Office of Consular Affairs.

OCTOBER 10, 1950.

[F. R. Doc. 50-9114; Filed, Oct. 16, 1950;
8:48 a. m.]

DEPARTMENT OF DEFENSE

Office of the Secretary

STATEMENT OF AREAS OF UNDERSTANDING BETWEEN THE DEPARTMENT OF DEFENSE AND THE GENERAL SERVICES ADMINISTRATION WITH RESPECT TO TRAFFIC MANAGEMENT

Pursuant to authority vested in him under section 201 (a) of the Federal Property and Administrative Services Act of 1949, Public Law 152, 81st Congress, 1st Session (41 U. S. C. Sup., 201), the Administrator of General Services has developed a comprehensive program of traffic management under which fourteen basic areas of activity commonly associated with this function will be pursued diligently by the General Services Administration directly, jointly with other agencies, or by delegation, as rapidly as qualified personnel can be recruited or trained to perform the duties associated with each, or agreements made with other agencies with regard to the extent to which they will perform certain duties for themselves individually, or jointly with the General Services Administration. On his part, the Secretary of Defense has established the Military Traffic Service to increase efficiency

and economy in traffic management in the Department of Defense.

Pursuant to the directive of the President, dated July 1, 1949, to the Director, Bureau of the Budget, the Secretary of Defense, and the Administrator of General Services, directing that areas of understanding be developed "with respect to the extent to which the National Military Establishment should be exempt from the jurisdiction of the Administrator under sections 201 and 206 of the Federal Property and Administrative Services Act of 1949," and with due regard to the program activities of the Department of Defense, it is hereby agreed by the Administrator of General Services and the Secretary of Defense (1) that it is necessary in the public interest for the Department of Defense to perform for itself the functions associated with certain basic areas of activity related to traffic management; (2) that certain other areas will be made subject to joint action; and (3) that as to other areas of activities, the General Services Administration will take appropriate action with respect to the interests of the civilian executive agencies concerned.

AGREEMENT

1. Activities which will be performed by the Department of Defense are:

(a) Negotiation with carriers for adjustment of rates, fares, charges, classifications, rules, regulations, accessorial services and related matters pertaining to the movement of matériel and personnel for which the military departments have sole responsibility.

(b) In those instances where the Department of Defense has the sole government interest in proceedings involving traffic management requiring participation before regulatory bodies or committees and associations of the carriers, the Department of Defense will represent the United States Government. The General Services Administration will furnish assistance, including witnesses and exhibits, upon request of the Department of Defense.

(c) Prescription of routing and other shipping instructions and the development of rates, commodity classifications and related data for the constituent departments of the Department of Defense.

(d) Studies and analyses of rates, fares, charges, classifications, rules, regulations, accessorial services and related matters applicable to the movement of matériel and personnel of the military departments.

(e) Maintenance of tariff files essential to the performance of these functions subject to paragraph 4 (c), herein.

(f) Such other functions related to traffic management of the constituent departments of the Department of Defense that are not herein made subject to joint action.

2. Activities which will be performed by the General Services Administration or delegated by it to other agencies are:

(a) Functions described in 1 (a), (c), (d), and (e) above, as they relate to the movement of matériel and personnel of the civilian executive agencies.

(b) In those instances where the civilian executive agencies have the sole gov-

ernment interest in proceedings involving traffic management requiring participation before regulatory bodies or committees and associations of the carriers, the General Services Administration will represent the United States Government. In cases where the predominant interest is in the Department of Defense or another executive agency, the Administrator of General Services may delegate representation authority to the agency having such interest. The Department of Defense will furnish assistance, including witnesses and exhibits, upon the request of the General Services Administration.

(c) Initiate and pursue such other related functions not covered herein which the Administrator of General Services may from time to time determine to be advantageous in the public interest and within his statutory authority.

3. Activities which will be performed jointly by the General Services Administration and the Department of Defense are:

(a) Study of loss and damage of property in transit and development of preventive measures subject to the limitations of military security with respect to classified matters.

(b) Development of policy designed to effect equitable distribution of traffic among carriers.

(c) Preparation of general manuals and guides to aid shipping personnel of all agencies to make shipments of public property in the most economical and efficient manner.

(d) Provide continuing review and interchange of information regarding traffic management practices.

(e) Establishment of advisory committees as may be necessary in the interest of better traffic management.

(f) Development and establishment of training programs for Government personnel who are or will be engaged in traffic management.

(g) Preparation and establishment of standard delivery terms for use in purchase contracts in order to provide common delivery terms and to define the responsibilities of the parties under such terms.

(h) Negotiation with carriers of rates, fares, charges, classifications, rules, regulations, accessorial services, and related matters wherein there is mutuality of interest.

4. It is further agreed that:

(a) The Department of Defense and the General Services Administration will, for the military departments and for the civilian agencies subject to P. L. 152, respectively, place into effect and vigorously pursue a policy that will assure the proper consideration of transportation charges and services by all procurement and purchasing personnel. In like manner, transportation charges and services will be given their full weight as factors in the selection of locations and the construction, purchasing or leasing of facilities for the establishment of new Government installations to and from which there will be a continuing movement of public property by commercial carriers.

(b) The General Services Administration will continue to maintain contact with the General Accounting Office in order to secure information leading to improvement of government shipping practices. All pertinent information on this subject will be made available to the Department of Defense.

(c) The tariff and schedule files of the military departments and of the civilian agencies subject to P. L. 152, respectively, will be kept to the minimum consistent with operational needs. The General Services Administration will maintain complete central tariff and schedule files to be made available for use by the Department of Defense and the civilian agencies.

(d) Liaison between the Department of Defense and the General Services Administration for all matters involving participation of executive agencies in proceedings involving traffic management before regulatory bodies shall be maintained by the Office of the General Counsel, Department of Defense, and the Office of the General Counsel, General Services Administration.

(e) Liaison for coordination of traffic management matters except as provided in (d), above, shall be maintained by the Director, Traffic and Utilities Management Division, General Services Administration, and the Director, Military Traffic Service, Department of Defense.

(f) Close coordination and cooperation between the General Services Administration and the Department of Defense shall be maintained to obtain the maximum economy in the movement of public property consistent with the requirements for service and security. The Department of Defense and the General Services Administration, in the execution of their traffic management responsibilities, will advise each other of action taken or to be taken that may have effect upon or be of interest or assistance to each other.

(g) Statistical operations of the Department of Defense and the General Services Administration for traffic management matters will be carried on in a manner that will permit the maximum coordination and exchange of information.

Dated: October 3, 1950.

G. C. MARSHALL,
Secretary of Defense.

Dated: October 5, 1950.

JESS LARSON,
Administrator
of General Services.

[F. R. Doc. 50-9115; Filed, Oct. 16, 1950;
8:48 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 9393, 9714]

KWHK BROADCASTING CO., INC. (KWHK),
AND KADA BROADCASTING, INC. (KSMI),

ORDER CONTINUING HEARING

In re applications of KWHK Broadcasting Company, Inc. (KWHK), Hutchinson, Kansas, Docket No. 9393, File No. BP-6831; KADA Broadcasting, Incorporated (KSMI), Wewoka, Oklahoma,

Docket No. 9714, File No. BP-7502; for construction permits.

The Commission having under consideration a petition filed October 2, 1950, by KADA Broadcasting, Incorporated, licensee of Station KSMI at Wewoka, Oklahoma, requesting continuance for a period of thirty days of the hearing in the above-entitled proceeding, now scheduled to commence October 23, 1950, at Hutchinson, Kansas; and

It appearing, that an amendment to the application of KADA Broadcasting, Incorporated, together with request for removal of application from the hearing docket, will shortly be filed with the Commission; and it is alleged that, operating as proposed by such amendment, Station KSMI will not involve objectionable interference with any existing or proposed United States station; and

It further appearing, that the other applicant and intervenors in this proceeding and the General Counsel have informally consented to a waiver of the requirements of § 1.745 of the Commission's rules and regulations and agreed to an immediate consideration and grant of such petition;

It is ordered, This 4th day of October, 1950, that the petition be, and it is hereby, granted; and that the hearing in the proceeding upon the above-entitled applications now scheduled to commence October 23, 1950, at Hutchinson, Kansas, be, and it is hereby, continued to November 27, 1950, at 10 o'clock a. m., in Hutchinson, Kansas, and November 29, 1950, in Wewoka, Oklahoma.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-9137; Filed, Oct. 16, 1950;
8:52 a. m.]

FEDERAL POWER COMMISSION

[Project No. 344]

CALIFORNIA ELECTRIC POWER CO.

NOTICE OF APPLICATION FOR AMENDMENT OF
LICENSE

OCTOBER 11, 1950.

Public notice is hereby given that California Electric Power Company, of Riverside, California, has filed application under the Federal Power Act (16 U. S. C. 791a-825r) for amendment of the license for water-power Project No. 344 located on San Geronio River and tributaries of Whitewater River in the State of California to exclude therefrom certain project works which were not completed.

Any protest against the approval of this application or request for hearing thereon, with the reasons for such protest or request and the name and address of the party or parties so protesting or requesting, should be submitted before November 20, 1950, to the Federal Power Commission, Washington 25, D. C.

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-9092; Filed, Oct. 16, 1950;
8:45 a. m.]

[Project No. 2002]

CITIZENS POWER CO.

NOTICE OF APPLICATION FOR EXTENSION

OCTOBER 11, 1950.

Public notice is hereby given pursuant to the provisions of the Federal Power Act (16 U. S. C. 791a-825r) that Citizens Power Company of Lincoln, Nebraska, has filed application for an extension of its preliminary permit for proposed Project No. 2002 for a period of three months from September 26, 1950, the expiration date now specified in the permit.

Any protest against the approval of this application or request for hearing thereon, with the reason for such protest or request and the name and address of the party or parties so protesting or requesting should be submitted on or before November 15, 1950, to the Federal Power Commission.

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-9083; Filed, Oct. 16, 1950;
8:45 a. m.]

[Docket Nos. G-1402, G-1426, G-1455,
G-1461]

NEW YORK STATE NATURAL GAS CORP.
ET AL.

NOTICE OF FINDINGS AND ORDERS

OCTOBER 11, 1950.

In the matters of New York State Natural Gas Corporation, Docket No. G-1402; Texas Gas Transmission Corporation, Docket No. G-1426; Hope Natural Gas Company, Docket No. G-1455; United Natural Gas Company, Docket No. G-1461.

Notice is hereby given that, on October 11, 1950, the Federal Power Commission issued its findings and orders entered October 11, 1950, issuing certificates of public convenience and necessity in the above-designated matters.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-9094; Filed, Oct. 16, 1950;
8:45 a. m.]

[Docket No. G-1434]

CITIES SERVICE GAS CO.

ORDER FIXING DATE OF HEARING

On June 30, 1950, Cities Service Gas Company (Applicant), a Delaware corporation with its principal place of business at Oklahoma City, Oklahoma, filed an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural gas facilities subject to the jurisdiction of this Commission, all as more fully described in such application on file with the Commission and open to the public.

Applicant has requested that this application be heard under the shortened procedure provided by § 1.32 (b) of the Commission's rules of practice and procedure (18 CFR 1.32 (b)) for non-con-

tested proceedings, and it appears to be a proper one for disposition under the aforesaid rule, no protest or petition raising an issue of substance having been filed subsequent to the giving of due notice of the filing of the application including publication in the FEDERAL REGISTER on July 14, 1950 (15 F. R. 4472).

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a public hearing be held on October 19, 1950, at 9:30 a. m., e. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: October 10, 1950.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-9095; Filed, Oct. 10, 1950;
8:45 a. m.]

[Docket No. G-1474]

EL PASO NATURAL GAS CO.

ORDER FIXING DATE OF HEARING

On September 5, 1950, El Paso Natural Gas Company (Applicant), filed an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas facilities, subject to the jurisdiction of the Commission, all as more fully described in such application on file with the Commission and open to the public.

Applicant has requested that this application be heard under the shortened procedure provided by § 1.32 (b) of the Commission's rules of practice and procedure (18 CFR 1.32 (b)) for non-contested proceedings, and it appears to be a proper one for disposition under the aforesaid rule, provided no request to be heard, protest or petition raising an issue of substance is filed subsequent to the giving of due notice of the filing of the application including publication in the FEDERAL REGISTER on September 21, 1950 (15 F. R. 6317).

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a public hearing be held on October 31, 1950, at 9:45 a. m., e. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Wash-

ington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: October 10, 1950.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-9096; Filed, Oct. 16, 1950;
8:45 a. m.]

[Docket No. G-1466]

WALNUT GAS & ELECTRIC CO.

ORDER FIXING DATE OF HEARING

On August 17, 1950, Clell L. McClung and Marguerite L. McClung, husband and wife, doing business as the Walnut Gas & Electric Company at Walnut, Kansas, filed application for a certificate of public convenience and necessity authorizing the construction and operation of certain natural gas transmission facilities pursuant to section 7 of the Natural Gas Act, as amended. The facilities are more particularly described in the application on file with the Commission and open to public inspection.

Applicant has requested that this application be heard under the shortened procedure provided for by § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure and it appears to be a proper one for disposition under the aforesaid rule, no request to be heard or protest having been filed subsequent to giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on September 8, 1950 (15 F. R. 6053-6054).

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on October 20, 1950, at 9:45 a. m., e. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: October 10, 1950.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-9097; Filed, Oct. 16, 1950;
8:46 a. m.]

[Docket No. E-6258]

BRAZOS RIVER CONSERVATION AND RECLAMATION DISTRICT

ORDER GRANTING ORAL ARGUMENT

On September 13, 1950, a hearing was held on a declaration of intention filed, pursuant to the provisions of section 23 (b) of the Federal Power Act, by the Brazos River Conservation and Reclamation District of Mineral Wells, Texas, for the construction of three proposed hydroelectric developments on the Brazos River to be located some 34, 73 and 147.5 miles respectively, downstream from its Morris Sheppard (formerly Possum Kingdom) Project No. 1490.

The District has waived the intermediate procedure of a report by an examiner and has requested that oral argument be had on December 15, 1950, before the members of the Commission.

The Commission finds: It is appropriate and in the public interest to grant oral argument before the Commission respecting the matters involved and the issues presented in the above-entitled matter.

The Commission orders: Oral argument be had before the Commission on December 15, 1950, at 10:00 a. m., e. s. t., in the Hearing Room of the Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., respecting the matters involved and the issues presented in the above-entitled matter.

Date of issuance: October 10, 1950.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-9098; Filed, Oct. 16, 1950;
8:46 a. m.]

[Docket No. E-6323]

KANSAS GAS AND ELECTRIC CO.

NOTICE OF APPLICATION

OCTOBER 11, 1950.

Take notice that on October 10, 1950, an application was filed with the Federal Power Commission, pursuant to section 204 of the Federal Power Act by Kansas Gas and Electric Company, a corporation organized under the laws of the State of West Virginia, and doing business in the States of Kansas and Missouri, with its principal business office at Wichita, Kansas, seeking an order authorizing the issuance and sale through competitive bidding, of 75,000 shares of its authorized but unissued Common Stock, without par value, and 45,000 shares of a new issue of Preferred Stock — percent series, par value \$100 per share. Public invitation to bid on the proposed stock will be issued on or about November 9, 1950, and bids will be opened on or about November 20, 1950; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard, or to make any protest with reference to said application should, on or before the 30th day of October 1950, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice

and procedure. The application is on file with the Commission for public inspection.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-9110; Filed, Oct. 16, 1950;
8:47 a. m.]

[Docket No. G-1469]

MICHIGAN GAS STORAGE CO.

ORDER FIXING DATE OF HEARING

OCTOBER 10, 1950.

On August 24, 1950, Michigan Gas Storage Company (Applicant), a Michigan corporation having its principal place of business at Jackson, Michigan, filed an application for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas facilities, subject to the jurisdiction of the Commission, as are fully described in such application on file with the Commission and open to public inspection.

Applicant has requested that this application be heard under the shortened procedure provided for by § 1.32 (b) of the Commission's rules of practice and procedure; no request to be heard or protest has been filed subsequent to giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on September 14, 1950 (15 F. R. 6185).

Temporary authorization to construct and operate the requested facilities was granted by the Commission on September 12, 1950.

The Commission finds: This proceeding is a proper one for disposition under the provisions of § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure.

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on October 30, 1950, at 9:45 o'clock a. m., e. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application. *Provided, however,* That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: October 11, 1950.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-9111; Filed, Oct. 16, 1950; 8:47 a. m.]

[Docket No. G-1430]

UNITED GAS PIPE LINE CO.

ORDER FIXING DATE OF HEARING

OCTOBER 10, 1950.

On June 29, 1950, United Gas Pipe Line Company (Applicant), a Delaware corporation with its principal office in Shreveport, Louisiana, filed an application (supplemented on August 16, 1950) for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas facilities, subject to the jurisdiction of the Commission, as are fully described in the application on file with the Commission and open to public inspection.

Applicant has requested that its application be heard under the shortened procedure provided by § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure for non-contested proceedings, and this proceeding appears to be a proper one for disposition under the provisions of the aforesaid rule, provided no request to be heard, protest or petition raising an issue of substance is filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on July 13, 1950 (15 F. R. 4457).

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on October 30, 1950, at 9:30 a. m., e. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application and supplement: *Provided, however,* That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: October 11, 1950.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-9112; Filed, Oct. 16, 1950;
8:48 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 25473]

FERTILIZER FROM HOPEWELL, VA., TO NEW
BERN, N. C.

APPLICATION FOR RELIEF

OCTOBER 12, 1950.

The Commission is in receipt of the above-entitled and numbered applica-

tion for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for and on behalf of the Norfolk Southern Railway Company and Seaboard Air Line Railroad Company.

Commodities involved: Fertilizer and fertilizer materials, carloads.

From: Hopewell, Va.

To: New Bern, N. C.

Grounds for relief: Circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 50-9107; Filed, Oct. 16, 1950;
8:47 a. m.]

[4th Sec. Application 25474]

ACIDS AND CHEMICALS FROM THE SOUTH-
WEST TO GLENS FALLS, N. Y.

APPLICATION FOR RELIEF

OCTOBER 12, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: D. Q. Marsh, Agent, for and on behalf of carriers parties to the tariffs named below.

Commodities involved: Acetic acid, glacial or liquid, and acetic anhydride, tank carloads.

From: Points in Texas and Arkansas.
To: Glens Falls, N. Y.

Grounds for relief: Competition with rail carriers and circuitous routes.

Schedules filed containing proposed rates: D. Q. Marsh's tariffs I. C. C. Nos. 3752 and 3908, Supplements 498 and 18, respectively.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without fur-

ther or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 50-9108; Filed, Oct. 16, 1950;
8:47 a. m.]

[4th Sec. Application 25475]

FOREIGN WOODS TO JUNCTION CITY, KY.

APPLICATION FOR RELIEF

OCTOBER 12, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for and on behalf of carriers parties to Agent C. A. Spaninger's tariff I. C. C. No. 889.

Commodities involved: Foreign woods and veneer, carloads.

From: South Atlantic, Florida and Gulf ports.

To: Junction City, Ky.

Grounds for relief: Competition with rail carriers and circuitous routes.

Schedules filed containing proposed rates: C. A. Spaninger's tariff I. C. C. No. 889, Supplement 96.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 50-9109; Filed Oct. 16, 1950;
8:47 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 7-1252]

INTERNATIONAL HARVESTER CO.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 11th day of October A. D. 1950.

The San Francisco Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the Common Stock, No Par Value, of International Harvester Company, a security listed and registered on the Midwest Stock Exchange and on the New York Stock Exchange.

Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received prior to October 30, 1950, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 50-9101; Filed, Oct. 16, 1950;
8:46 a. m.]

[File No. 7-1253]

PACIFIC PETROLEUMS LTD.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 11th day of October A. D. 1950.

The San Francisco Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the Common Stock \$1 (Canadian) Par Value, of Pacific Petroleum Ltd., a security listed and registered on the New York Curb Exchange.

Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received prior to October 30, 1950, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Sec-

retary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 50-9103; Filed, Oct. 16, 1950;
8:46 a. m.]

[File No. 7-1254]

SUNRAY OIL CORP.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 11th day of October A. D. 1950.

The San Francisco Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the Common Stock, \$1 Par Value, of Sunray Oil Corporation, a security listed and registered on the Los Angeles and New York Stock Exchanges.

Rule X-23F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received prior to October 30, 1950, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 50-9102; Filed, Oct. 16, 1950;
8:46 a. m.]

[File Nos. 54-159, 54-160, 54-162, 54-164]

INTERNATIONAL HYDRO-ELECTRIC SYSTEM
ORDER POSTPONING DATE FOR RESUMPTION
OF HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 11th day of October A. D. 1950.

Upon the request in writing of Bartholomew A. Brickley, Trustee of International Hydro-Electric System, and for good cause shown.

It is ordered, That the date for the resumption of the hearing herein, heretofore set for October 17, 1950, is postponed to October 31, 1950, at 10 o'clock a. m., e. s. t.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 50-9105; Filed, Oct. 16, 1950;
8:46 a. m.]

[File No. 70-2482]

AMERICAN NATURAL GAS CO., MILWAUKEE
GAS LIGHT CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 10th day of October A. D. 1950.

Notice is hereby given that a joint application-declaration has been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935 ("act"), by American Natural Gas Company ("American Natural"), a registered holding company, and its public utility company subsidiary, Milwaukee Gas Light Company ("Milwaukee"), with respect to a proposed refinancing by Milwaukee. The application-declaration designates sections 6 (b), 9 (a), 10, 12 (f) and 12 (c) of the act and rules U-50 and U-42, promulgated under the act, as applicable to the proposed transactions.

All interested persons are referred to the application-declaration on file in the office of this Commission for a statement of the transactions therein proposed, which may be summarized as follows:

Milwaukee proposes to issue and sell at competitive bidding, pursuant to the provisions of Rule U-50, \$27,000,000 principal amount of First Mortgage Bonds, ----- percent series due 1975 and \$6,000,000 principal amount of ----- percent Sinking Fund Debentures due November 1, 1970. The bonds are to be issued under and secured by an Indenture of Mortgage and a Supplemental Indenture, both to be dated as of November 1, 1950. The debentures are to be issued under and subject to the terms of an Indenture to be dated November 1, 1950. The interest rates on the bonds and on the debentures (which shall be multiples of $\frac{1}{8}$ of 1 percent) and the prices, exclusive of accrued interest, to be paid to the company (which shall not be less than 100 percent or more than 102.75 percent of the principal amount of said bonds and debentures) are to be determined by competitive bidding.

The debentures are not to be issued and sold unless the bonds are concurrently issued and sold, but the bonds may be issued and sold whether or not the debentures are issued and sold. In the event the bonds, but not the debentures, are issued and sold the outstanding $4\frac{1}{2}$ percent bonds and $2\frac{1}{2}$ percent bank loan are to be retired, but the $2\frac{3}{4}$ -3 percent serial notes are not to be retired, and

the preferred stock may not be retired for the time being.

Prior to the sale of the bonds and debentures Milwaukee also proposes to issue and sell, at the par value thereof, \$12 per share, to its parent, American Natural, 250,000 shares of common stock. American Natural owns 99.84 percent of the outstanding shares of common stock of Milwaukee; the acquisition of the 250,000 additional shares will increase its holdings by 18.3703 percent, and pursuant to the preemptive rights of the holders of the minority of its common stock, Milwaukee proposes to give such stockholders the right to subscribe, at \$12 per share, to an additional number of shares of common stock (estimated at 409 shares) equal to 18.3703 percent of the number of shares of common stock held by them. No fractional shares are to be issued; subscription rights of the minority stockholders are to be adjusted to the nearest full share. In order to make possible the foregoing transactions, Milwaukee proposes to amend its Articles of Incorporation to increase the authorized number of shares of common stock from 1,500,000 to 2,000,000.

The application-declaration states that the proceeds received from the sale of the bonds, debentures and common stock are to be used by Milwaukee (a) to redeem its $4\frac{1}{2}$ percent bonds series due 1967 outstanding in the principal amount of \$13,667,350, (b) to retire its outstanding 7 percent preferred stock at the call price (par value plus premium) of \$2,100,000, (c) to pay the principal of its outstanding $2\frac{3}{4}$ -3 percent serial notes in the principal amount of \$4,050,000, and its outstanding $2\frac{1}{2}$ percent bank loan in the principal amount of \$6,100,000, and (d) to provide funds for the expansion of facilities and reimbursement of the treasury for expenditures made for such purpose. Of the proceeds received from the sale of the bonds \$5,000,000 is to be deposited with the mortgage indenture trustee and be subject to subsequent withdrawal in accordance with the provisions of the indenture. It is also stated that unpaid interest on the bonds, serial notes and bank loans, and the unpaid dividends on the preferred stock, accrued in each case to the date of redemption or payment, are to be paid out of general funds of the company.

The application-declaration further states that the issue and sale by Milwaukee of the bonds, debentures and common stock are subject to the jurisdiction of the Public Service Commission of Wisconsin, the state commission of the state in which Milwaukee is organized and doing business, that appropriate authorization of that Commission will be obtained and copies of the application to said Commission and of its order of authorization are to be filed in this proceeding.

The application-declaration also states that the proposed issue and sale of common stock is exempt from the competitive bidding requirements of Rule U-50 by virtue of the provisions of paragraph (a) (3) thereof, and that the redemption of the outstanding bonds, serial notes and bank loans are exempt from the requirements of section 12 (c) of the act

and Rule U-42 by virtue of the provisions of paragraph (b) (2) of said rule.

It is requested that the period for receiving and accepting bids under Rule U-50 be shortened from ten to seven days, and that the Commission issue an order, to become effective upon its issuance, on or before October 23, 1950, granting and permitting to become effective the application-declaration.

Notice is hereby further given that any interested person may, not later than October 20, 1950, at 5:30 p. m., e. s. t., request in writing that a hearing be held with respect to the application-declaration, stating the nature of his interest, the reason for such request and the issues of fact or law raised by said application-declaration which he desires to controvert or may request that he be notified if the Commission orders a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after October 20, 1950, said application-declaration, as filed or as amended, may be granted or permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt the proposed transactions as provided in Rule U-20 (a) and Rule U-100 thereof.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 50-9106; Filed, Oct. 16, 1950;
8:47 a. m.]

[File No. 70-2483]

REPUBLIC SERVICE CORP.

NOTICE OF FILING AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 11th day of October A. D. 1950.

Notice is hereby given that Republic Service Corporation ("Republic"), a registered holding company, has filed an application-declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935. Sections 9 and 12 (d) of the act and Rule U-44 of the rules and regulations promulgated thereunder have been designated as being applicable to the proposed transactions.

All interested persons are referred to said application-declaration which is on file in the offices of this Commission for a statement of the transactions therein proposed, which are summarized as follows:

Republic proposes to sell to The Scranton Electric Company ("Scranton"), a nonaffiliated public-utility company, 30,000 shares (100 percent) of the outstanding capital stock of Abington Electric Company ("Abington"), a public utility subsidiary of Republic. The base consideration to be paid by Scranton is 60,000 shares of \$5.00 par value common stock of Scranton plus \$32,000 in cash, subject to adjustment as provided in the sales agreement between Republic and Scranton.

The filing states that Republic contemplates a distribution to its stockholders of the said shares of Scranton's common stock. In that connection Republic states that an appropriate application to accomplish such a distribution will be filed with this Commission at a later date.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a public hearing be held with respect to said application-declaration, and that said application-declaration shall not be granted nor permitted to become effective, except pursuant to a further order of the Commission;

It is ordered, That a hearing, under the applicable provisions of the act and rules thereunder, be held at 10:00 a. m., e. s. t., on October 25, 1950, in the offices of the Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C., in such room as may be designated on that date by the hearing room clerk in room 193. Any person desiring to be heard or otherwise wishing to participate in these proceedings should file with the Secretary of the Commission on or before October 20, 1950, a request or application therefor as provided by rule XVII of the Commission's rules of practice.

It is further ordered, That Richard Townsend or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a hearing officer under the Commission's rules of practice.

The Division of Public Utilities of the Commission having advised the Commission that it has made a preliminary examination of the application-declaration and that, upon the basis thereof and without prejudice to additional matters or questions being specified upon further examination, the following matters or questions are presented for consideration:

1. Whether the consideration to be received by Republic in connection with the proposed sale of its interest in Abington is fair and reasonable;

2. Whether the proposed acquisition of Scranton's common stock by Republic will tend toward the economical and efficient development of an integrated public utility system, or is detrimental to the carrying out of the provisions of Section 11 of the Act, or will tend toward interlocking relationships of public utility companies of a kind or to an extent detrimental to the public interest or to the interest of investors or consumers;

3. Whether competitive conditions have been maintained with respect to the proposed sale by Republic of its interest in Abington;

4. Whether the fees and expenses to be paid by Republic in connection with the proposed transaction are reasonable and appropriate;

5. Whether the accounting entries to be made by Republic in connection with the proposed transaction are proper and in accordance with sound accounting principles;

6. What terms and conditions, if any, with respect to the proposed transaction should be prescribed in the public interest or for the protection of investors or consumers;

It is further ordered, That at said hearing evidence shall be adduced with respect to the foregoing matters and questions.

It is further ordered, That the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing a copy of this notice of filing and order for hearing by registered mail to Republic Service Corporation, The Scranton Electric Company, and the Pennsylvania Public Utility Commission; that notice of said hearing shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to all persons on the mailing list for releases issued under the act; and that further notice be given to all persons by publication of this notice and order in the **FEDERAL REGISTER**.

By the Commission,

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 50-9104; Filed, Oct. 16, 1950;
8:46 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9783, Oct. 14, 1946, 11 F. R. 11081.

[Vesting Order 15156]

BARBARA AND CLAUS (NIKOLAUS) BLINZLER

In re: Rights of Barbara Blinzler and Claus (Nikolaus) Blinzler under Insurance Contract. File No. F-23-22605-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Barbara Blinzler and Claus (Nikolaus) Blinzler, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 11207387 issued by the New York Life Insurance Company, New York, New York, to Barbara Blinzler, together with the right to demand, receive and collect said net proceeds, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Barbara Blinzler or Claus (Nikolaus) Blinzler, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as

nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 5, 1950.

For the Attorney General,

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9120; Filed, Oct. 16, 1950;
8:50 a. m.]

[Vesting Order 15157]

CLARA CAMPE

In re: Trust u/w of Clara Campe, deceased. File D-28-2116; E. T. sec. 2651.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Wilhelma Damerau and Alwine Campe Dolle, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the heirs, names unknown, of Walther Campe, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That the property described as follows:

a. All right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, not heretofore vested by Vesting Order 1102, in and to a trust under the will of Clara Campe, deceased, presently being administered by American Trust Company, 464 California Street, San Francisco 20, California, as Trustee;

b. All property in the possession, custody or control of American Trust Company, 464 California Street, San Francisco 20, California, as trustee under the will of Clara Campe, deceased, including but not limited to:

(1) Those certain bonds described in Exhibit A, attached hereto, and by reference made a part hereof, together with any and all rights thereunder and there-to, and

(2) The sum of \$133.69 in cash, as of July 31, 1950, together with any and all accruals thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership, or control by, the

aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof and the heirs, names unknown, of Walther Campe, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest.

There is hereby vested in the Attorney General of the United States the property described in subparagraphs 3-a and 3-b hereof, subject to all lawful fees and disbursements of the American Trust Company, 464 California Street, San Francisco 20, California, as trustee under the will of Clara Campe, deceased.

All such property so vested shall be held, used, administered, liquidated, sold, or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country", as used herein, shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C. on October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

Description of issue	Face value	Certificate Nos.
Pacific Gas & Electric Co., first and refunding "L", 3 percent, due June 1, 1974.	3 @ \$1,000...	2749 2750 2751
San Francisco Hetch Hetchy, 4½ percent, due July 1, 1957.	2 @ \$1,000...	11716 11717
Southern California Gas Co., first 3¼ percent, due Oct. 1, 1970.	2 @ \$1,000...	20165 20166
U. S. of America Savings Bonds, series G, 2½ percent, due Nov. 1, 1957.	1 @ \$1,000... 1 @ \$100.....	M4132030 C3832331

[F. R. Doc. 50-9121; Filed, Oct. 16, 1950; 8:50 a. m.]

[Vesting Order 15163]

HERBERT M. PASZOTTA

In re: Trust under will of Herbert M. Paszotta, deceased, also known as Herbert Paszotta, deceased. File D-28-9181 E. T. sec. 11891.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Klara Huhn and Wanda Puppel, nee Paszotta, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

No. 201—3

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, and each of them, in and to the trust under the will of Herbert M. Paszotta, deceased, also known as Herbert Paszotta, deceased, is property payable or deliverable to, or claimed by the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Mrs. Helen B. Fisher, Trustee, acting under the judicial supervision of Lake Superior Court, Hammond, Indiana;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest.

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9122; Filed, Oct. 16, 1950; 8:50 a. m.]

[Vesting Order 15165]

MATILDA E. AND WILLIAM RENNER

In re: Rights of Matilda E. Renner and William Renner under insurance contract. File No. F-28-30764-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Matilda E. Renner and William Renner, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 9752357A issued by the Metropolitan Life Insurance Company, New York, New York, to Matilda E. Renner, together with the right to demand, receive and collect said net proceeds, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Ma-

tilda E. Renner or William Renner, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest.

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9123; Filed, Oct. 16, 1950; 8:50 a. m.]

[Vesting Order 15167]

YONEO AND CHIYOKO SADAMASA

In re: Rights of Yoneo Sadamasa and Chiyoko Sadamasa under insurance contract. File No. F-39-6744-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Yoneo Sadamasa and Chiyoko Sadamasa, whose last known address is Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 520964 issued by the Manufacturers Life Insurance Company, Toronto, Canada, to Yoneo Sadamasa, together with the right to demand receive and collect said net proceeds (including without limitation the right to proceed for collection against branch offices and legal reserves maintained in the United States) is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Yoneo Sadamasa or Chiyoko Sadamasa, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as

nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest.

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9124; Filed, Oct. 16, 1950;
8:58 a. m.]

[Vesting Order 15168]

BERTHA SCHOLZ

In re: Rights of Bertha Scholz under insurance contract. File No. F-28-24458-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Bertha Scholz, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 5 434 057A issued by the Metropolitan Life Insurance Company, New York, New York, to Bertha Scholz, together with the right to demand, receive and collect said net proceeds, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9125; Filed, Oct. 16, 1950;
8:50 a. m.]

[Vesting Order 15169]

HEINRICH SCHOLZ

In re: Rights of Heinrich Scholz under insurance contract. File No. F-28-24459-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Heinrich Scholz, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 4 808 6630 issued by the Metropolitan Life Insurance Company, New York, New York, to Heinrich Scholz, together with the right to demand, receive and collect said net proceeds, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9126; Filed, Oct. 16, 1950;
8:51 a. m.]

[Vesting Order 15173]

HONG TO DEW ET AL.

In re: Stock owned by Hong To Dew and others. F-39-322-D-1, F-39-4721-D-1, F-39-4722-D-1, F-39-4727-D-1, F-39-4732-D-1, F-39-4733-D-1, F-39-4734-D-1, F-39-4738-D-1, F-39-4740-D-1, F-39-4746-D-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hong To Dew, Jose Maria Dos Anjos Guterres, Manuel Guterres, Kenzo Asami, Kirin Nakayama, Kahel Suzuki, Masato Kunimori, Meiko Kunimori, Yoko Kunimori and Hiroji Munakata, also known as Hiroji Munetaka, each of whose last known address is Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the property described as follows: One Hundred Seventy-Two (172) shares of \$15.00 par value common capital stock of Socony-Vacuum Oil Company, Inc., 26 Broadway, New York, New York, a corporation organized under the laws of the State of New York, evidenced by certificates registered in the names of the persons, bearing the numbers and in the amounts as set forth in Exhibit A, attached hereto and by reference made a part hereof, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Hong To Dew, Jose Maria Dos Anjos Guterres, Manuel Guterres, Kenzo Asami, Kirin Nakayama, Kahel Suzuki, Masato Kunimori, Meiko Kunimori, Yoko Kunimori and Hiroji Munakata, also known as Hiroji Munetaka, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT B—Continued

Description of issuer	Certificate No.	Face value	Form of registration
Baltimore & Ohio R. R. Co., Convertible Income 4½ percent.	27103 27104 27105 27106 27107 27108 27109 27110	\$1,000 1,000 1,000 1,000 1,000 1,000 1,000 1,000	Bearer
Buffalo, Rochester & Pittsburgh Ry. Co., Consolidated Mortgage 4½ percent.	14322 14323 14324 134 8185	1,000 1,000 1,000 1,000 1,000	Do.
Chesapeake & Ohio Ry. Co., Refunding and Improvement Mortgage, Series D, 3½ percent.	13554 28653 28654 28655 28656	1,000 1,000 1,000 1,000 1,000	Do.
Chesapeake & Ohio Ry. Co., Richmond and Alleghany Railway Division, Second Consolidated Mortgage Gold, 4 percent.	820	1,000	Do.
Illinois Central R. R. Co., Refunding Mortgage Gold, 5 percent.	42313	1,000	Do.
New York Central R. R. Co., Refunding and Improvement Mortgage, Series A, 4½ percent.	53090 41079 41078 53170 28812 28813 52061 87946 87947 8824 52553 52554 19753 18450	1,000 1,000 1,000 1,000 1,000 1,000 1,000 1,000 1,000 1,000 1,000 1,000 1,000 1,000 100	Do.
New York Central R. R. Co., Refunding and Improvement Mortgage, Series C, 5 percent.	RC9194 RC9195	100 100	Schmidt & Co., % Guaranty Trust Co. of New York, 129 Broadway, New York 15, N. Y.
Southern Ry. Co., Development and General Mortgage Gold, Series A, 4 percent.	44768 44769	1,000 1,000	Bearer.
Seaboard Airline R. R. Co., First Mortgage, Series A, 4 percent.			
Seaboard Airline R. R. Co., General Mortgage Income, Series A, 4½ percent.			
Canadian National Ry. Co., 25 Year Guaranteed, 4½ percent.			

[F. R. Doc. 50-9128; Filed, Oct. 16, 1950; 8:51 a. m.]

[Vesting Order 15175]

WILHELM FOERSTENBERG

In re: Debt owing to Wilhelm Foerstenberg also known as Wilhelm Otto Foerstenberg. D-28-7027-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Wilhelm Foerstenberg, also known as Wilhelm Otto Foerstenberg, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of the American Optical Company, 14 Mechanic Street, Southbridge, Massachusetts, in the amount of \$206.84, as of December 31, 1945, representing a credit balance resulting from an advanced payment received by the American Optical Company in 1941, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Wilhelm Foerstenberg, also known as Wilhelm Otto Foerstenberg, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9129; Filed, Oct. 16, 1950; 8:51 a. m.]

[Vesting Order 15176]

HISAJIRO TOM FUKUCHI

Re: Cash owned by Hisajiro Tom Fukuchi. F-39-6219-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hisajiro Tom Fukuchi, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: Cash in the sum of \$188.34, presently in the possession of the Treasury Department of the United States in Trust Fund Account, Symbol 158915, "Deposits, Funds of Civilian Internees and Prisoners of War," in the name of Hisajiro Tom Fukuchi, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Hisajiro Tom Fukuchi, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9130; Filed, Oct. 16, 1950; 8:51 a. m.]

[Vesting Order 15178]

HERMAN HEIDEBROEK

In re: Stock owned by Herman Heidebroek, also known as Hermann August Heidebroek. F-28-13671-A-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Herman Heidebroek, also known as Hermann August Heidebroek, whose last known address is 76 Ring Str., Berlin-Mariendorf, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Those certain shares of stock described in Exhibit A, attached hereto and by reference made a part hereof, registered in the name of Herman Heidebroek, 76 Ring Str., Berlin-Mariendorf, Germany, presently in the custody of C. A. Stern & Co., 40 Exchange Place, New York 5, New York, together with all declared and unpaid dividends thereon, and

b. One (1) Provisional Stock Certificate for one hundred (100) shares of \$100.00 par value capital stock of French Cuban Railroad & Construction Co., said certificate presently in the custody of C. A. Stern & Co., 40 Exchange Place, New York 5, New York, together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Herman Heidebroek, also known as Hermann August Heidebroek, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

Name and address of issuing corporation	Place of incorporation	Par value	Certificate Nos.	Number of shares
Eldorado Gold Mines Inc., Mexico, D. F.	Mexico, D. F.	No par	669/70 672/73 680 682 684/87 689 819/24 883/85 816	1,500 1,500 200 200 1,500 200 1,500 1,500 5,000
P. P. K. (Ceylon) Rubber Estates, Ltd., London, England.	London, England	1 pound	2826	100
Kamuning (Perak) Rubber & Tin Co., Ltd., 5 Whittington Ave., Lendenhall St., London, E. C., England.	do	do	5672	200
Eastern International Rubber & Produce Trust Ltd., 29 Mincing Lane, Eastcheap, London, E. C., England.	do	1 pound	3984	100
Hudson's Bay & Pacific Ry. & Development Co., Ltd., London, England.	do	do	19476 19489	20 20
Crema, S. A., Paris, France.	Paris, France	100 francs	005081/005100	11
Antwerp Gold Club, Antwerp, Belgium.	Antwerp, Belgium	100 Belgian francs	033	10
Houilleres de Vergano, S. A., San Sebastian, Spain.	San Sebastian, Spain	100 pesetas	004	100
S. A. Les Messageries Tournaisiennes, Anvers, Antwerp, Belgium.	Tournai, Belgium	500 Belgian francs	009/010	11
S. A. Tuileries, Mecaniques et Briqueteries, Orp-Le-Grand, Belgium.	Gembloir, Belgium	250 Belgian francs		2
Domaines de Schootenhof, S. A. Anvers, Schooten-les-Anvers, Belgium.	Schooten-les-Anvers, Belgium	1,000 Belgian francs	574/83 614 634/35 689 847/82 888/92 931/33 936 1094/1103 1117/19 1179/85 583	11 1 1 1 1 1 1 1 1 1 1 1
Gewerkschaft Honselberg zu Gotha, Dusseldorf, Germany.	Dusseldorf, Germany			1

¹ Each.

[F. R. Doc. 50-9132; Filed, Oct. 16, 1950; 8:51 a. m.]

[Vesting Order 15182]

ADOLF L. SEEBOHM

In re: Debt owing to Adolf L. Seebohm. F-28-26411-D-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Adolf L. Seebohm, whose last known address is Bonn-Rhein, den Godesberger Str. 7, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Adolf L. Seebohm by J. J. B. Hilliard & Son, 419 West Jefferson Street, Louisville 2, Kentucky, represent-

ing the receipt of dividends by the aforesaid J. J. B. Hilliard & Son, on seventy-five (75) shares of common capital stock of Kennecott Copper Corporation, evidenced by certificate numbered 0471658, formerly owned by Adolf L. Seebohm, together with any and all accruals thereon, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9133; Filed, Oct. 16, 1950; 8:51 a. m.]

[Vesting Order 15177]

IWAICHIRO HAMAMOTO

In re: Cash owned by and debts owing to Iwaichiro Hamamoto also known as Inuoichico Hamamoto. F-39-6223, F-39-6223-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Iwaichiro Hamamoto also known as Inuoichico Hamamoto, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows:

a. Cash in the sum of \$200.30, presently in the possession of the Treasury Department of the United States in Trust Fund Account, Symbol 158915, "Deposits, Funds of Civilian Internees and Prisoners of War", in the name of Iwaichiro Hamamoto, and any and all rights to demand, enforce and collect the same,

b. Cash in the sum of \$2.70 presently in the custody of Federal Reserve Bank of New York, New York, New York, in the name of Iwaichiro Hamamoto, and any and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation owing to Iwaichiro Hamamoto also known as Inuochico Hamamoto by Bank of America National Trust and Savings Association, 1 Powell Street, San Francisco, California, in the amount of \$20.00, and any and all accruals thereto, evidenced by Bank of America National Trust and Savings Association Travelers Check numbered A 2315265, presently in the custody of the Federal Reserve Bank of New York, New York, New York, and any and all rights to demand, enforce and collect the aforementioned debt or other obligation, together with any and all rights in, to and under, including particularly, but not limited to the right to possession and presentation, for collection and payment of the aforesaid Travelers Check,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Iwaichiro Hamamoto also known as Inuochico Hamamoto, the aforesaid national of a designated enemy country (Japan); and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9131; Filed, Oct. 16, 1950;
8:51 a. m.]

[Vesting Order 15183]

HILDEMAR WERZAN

In re: Debt owing to Hildemar Werzan. F-28-27838-A-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hildemar Werzan, who there is reasonable cause to believe is a resident of Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hildemar Werzan, by Francis I. duPont & Company, 1 Wall Street, New York 5, New York, in the amount of \$101.71, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein, shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9134; Filed, Oct. 16, 1950;
8:51 a. m.]

[Vesting Order 15184]

NAOSABURO YAMASAKI

In re: Cash owned by Naosaburo Yamasaki. D-39-13261-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Naosaburo Yamasaki, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: Cash in the sum of \$128.52, presently in the possession of the Treasury Department of the United States in Trust Fund Account, Symbol 158915, "Deposits, Funds of Civilian Internees and Prisoners of War", in the name of Naosaburo Yamasaki, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Naosaburo Yamasaki, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein, shall have the meanings prescribed in Section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9135; Filed, Oct. 16, 1950;
8:51 a. m.]

[Vesting Order 15185]

AGNES VON HOLBACH ET AL.

Re: Real property, claims and cash owned by Agnes von Holbach and others. D-28-2462.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons whose names and last known addresses appear below, are residents of Germany and nationals of a designated enemy country (Germany);

Names and Last Known Addresses

Agnes von Holbach, 7 Langestrasse formerly 4 Kaiser Allee, Baden-Baden, Germany.
Marie Ilse von Richtofen, nee Maria Ilse von Glaubitz, also known as Baroness von Richtofen, Freiburg im Breisgau Kartausstr. 139, Germany.

Agnes Lennig Reiter, nee Agnes Lennig, 16 Oberursel/Taunus, Feldbergstrasse, 59/I Province of Greater Hesse, Germany.

2. That the property described as follows:

a. Real property situated in the City and County of Philadelphia, State of Pennsylvania, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. Those certain debts or other obligations owing to the persons named in subparagraph 1 hereof, by The Pennsylvania Company for Banking and Trusts, Philadelphia 1, Pennsylvania, arising out of the net income by reason of the collection of rents from the real property described in subparagraph 2-a hereof, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

3. That the property described as follows: Cash in the amount of \$110.41 presently in the custody of the Attorney General of the United States in account number 28-027398,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Agnes Lennig Reiter, nee Agnes Lennig, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

There is hereby vested in the Attorney General of the United States the property described in subparagraphs 2-b and 3 hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 11, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

That certain Message and Lot of ground Situate on the North Side of Vine Street at the distance of Seventeen feet Eleven inches from the East side of Sixteenth Street in the

Fifteenth Ward of the Said City of Philadelphia, Pennsylvania, Containing in front on said Vine Street Sixteen feet two and one-quarter inches and extending in depth Northward Seventy-two feet Six inches to an Alley Two feet and a half wide.

[F. R. Doc. 50-9136; Filed, Oct. 16, 1950; 8:51 a. m.]

LYDIA ORTMAYER SPRAY

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property and Location

Lydia Ortmeyer Spray, a/k/a Lydia Ortmeyer, Wheeling, Ill.; Claim No. 6351; \$1,206.71 in the Treasury of the United States.

Executed at Washington, D. C., on October 10, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9091; Filed, Oct. 13, 1950; 8:51 a. m.]

[Vesting Order 14744, Amdt.]

KATHE KLINDWORTH KOHLER

In re: Stock owned by and debt owing to Kathie Klindworth Kohler, also known as Kathie Klindworth.

Vesting Order 14744, dated June 9, 1950, is hereby amended as follows and not otherwise: By deleting subparagraph 2 (b) of said Vesting Order 14744 and substituting therefor the following: Seven and one-half (7½) shares of \$5.00 par value common capital stock of C. M. Hall Lamp Company, 1035 East Hancock Avenue, Detroit, Michigan, a corporation organized under the laws of the State of Michigan, evidenced by certificate number NP 23530 for ten (10) shares of no par value common capital stock of said Company, registered in the name of Miss Kathie Klindworth, together with all declared and unpaid dividends thereon, and any and all rights to receive a new certificate for \$5.00 par value stock of the aforesaid company,

All other provisions of said Vesting Order 14744 and all actions taken by or on behalf of the Attorney General of the United States in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9089; Filed, Oct. 13, 1950; 8:51 a. m.]

[Vesting Order 15149]

EVA MISKA

In re: Stock owned by Eva Miska, also known as Eva Bertsch. F-28-22290-D-3.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Eva Miska, also known as Eva Bertsch, on or since the effective date of Executive Order 8389, as amended, and on or since December 11, 1941, has been a resident of Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: Five (5) shares of no par value capital stock of Radio Corporation of America, a corporation organized under the laws of the State of Delaware, evidenced by certificate numbered N 0210654, registered in the name of Miss Eva Bertsch, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C. on September 27, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9087; Filed, Oct. 13, 1950; 8:51 a. m.]

